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# JOURNAL

OF THE

## HOUSE OF REPRESENTATIVES

OF THE

**Commonwealth of Massachusetts.**

1878.

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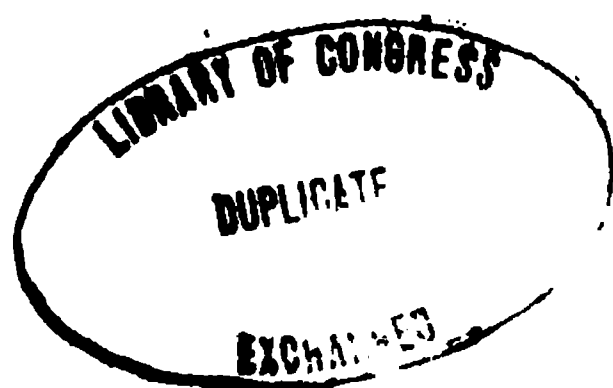
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1878.

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# JOURNAL.

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THE ninety-ninth General Court of the Commonwealth of Massachusetts convened at the State House in Boston on the first Wednesday in January, being the second day thereof, in the year of our Lord eighteen hundred and seventy-eight, and of the Independence of the United States of America the one hundred and second. And the members-elect of the House of Representatives having assembled in the Representatives' Chamber, were called to order at eleven o'clock, A.M., by the Hon. John I. Baker of Beverly, the senior member-elect present.

Preliminary organization.

By request of the presiding officer, prayer was offered by the Rev. Lucius M. Sargent of Grafton, a member of the House.

On motion of Mr. Norton of Boston, —

*Ordered*, That a committee of five be appointed to inform the Secretary of the Commonwealth that the House has been called to order.

Messrs. Norton of Boston, Andrews of Danvers, Whitmore of Framingham, Macomber of Fall River, and Beach of Springfield, were appointed the committee.

Thereupon the Secretary transmitted to the House a list of all the persons returned as representatives, with the original certificates of their election, which had been returned to his office.

On motion of Mr. Shortle of Provincetown, —

*Ordered*, That the Clerk call the roll of the House, to ascertain if a quorum be present.

The roll was called; and, two hundred and twenty-eight members having answered to their names, the Chair declared a quorum present.

## JOURNAL OF THE HOUSE.

On motion of Mr. Prescott of Boston, —

Organization.

*Ordered*, That a committee of five be appointed to wait upon his Excellency the Governor, and inform him that a quorum of the House is assembled, and that the members are ready to be qualified.

Messrs. Prescott of Boston, Dunham of Pittsfield, Wilder of Lowell, Emery of Lawrence, and Mahony of Boston, were appointed.

Oaths administered.

Soon afterwards, his Excellency the Governor, with the Council and the Secretary of the Commonwealth, came in, and the oaths and affirmations required by the Constitution and the laws were administered by his Excellency to the members present, and subscribed by them; after which the Governor, the Council, and the Secretary withdrew.

On motion of Mr. Hawkes of Lynn, —

Speaker elected.

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Speaker.

Messrs. Hawkes of Lynn, Lovell of Worcester, Kimball of Revere, Kelley of Cambridge, Wright of Holyoke, and Barnes of Plymouth, were appointed.

Mr. Hawkes, from the committee, afterwards reported as follows : —

|  |     |
|--|-----|
| Whole number of votes, . . . .         | 234 |
| Necessary for a choice, . . . .        | 118 |
| John D. Long of Hingham, . . . .       | 228 |
| Joseph J. Kelley of Cambridge, . . . . | 4   |
| John D. Washburn of Worcester, . . . . | 1   |
| Francis W. Bird of Walpole, . . . .    | 1   |

And, Mr. Long having been elected, declaration was made accordingly, and the Speaker was conducted to the chair by a committee consisting of Messrs. Washburn of Worcester and Dunham of Pittsfield, and spoke as follows : —

I am very grateful, fellow-members, for this mark of your confidence, and I hope to justify it by an undivided attention to the discharge of my duties as your presiding officer.

The danger of hasty legislation is at the impatient end of a long session. We can make the present session short, and at the same time all the more complete, if we put the intention to make it so into our early work, and not into our prospectus. To this end, if I may draw from the experience of three successive sessions, I make bold to suggest : —

That each committee meet each working-day, so long as a single matter is on its docket, until that docket is cleared;

That reports be made this very month of January wherever possible, beginning the next day after committees are appointed;

That the abundant time for the discussion and disposition of matters, which is so often unimproved in the early weeks, be utilized;

And that those matters with which the public mind is familiar, or which have nothing to gain from retention in the committee room, be launched at once into the House.

These will be a genuine earnest of an early adjournment. And, to the same end, we shall probably be aided if we also bear in mind, that, captivating as is the opportunity to suggest possibilities of statutory amendment here and there, yet experience in legislative service teaches that it is better not to experiment too much, not to patch special cases, but to meet the general need with simple and general legislation, careful not to upset hastily well settled orders of things with which the people are familiar. We shall thus, without neglecting any just claim upon our attention, reduce our field of labor to making the necessary annual appropriations and to the few important matters that imperatively demand action.

I respectfully suggest also the plan of making the committees on Judiciary and on Probate and Chancery joint committees. I am aware of no reason why they should not be joint as well as the committees on Banks and Railroads. They certainly do not deal with matters over which this branch has exclusive original jurisdiction. Under the present system two hearings are often necessary on the same matter, — one before the Senate committee, the other before ours: the committees differ, and, after more or less delay, come together in conference. It would seem that if they could, in the first instance, jointly hear, and then consult upon a subject, they could act to more advantage, with less ultimate delay and with a more efficient concert of action.

May I repeat what I had the honor to say two years ago, that, in the matter of economy, it is idle to criticise the expenditures of the administrative branches of the government, if the legislature is lavish in appropriating the money, not of the State which has none, but of our constituents, who, independent of political parties, demand at our hands a wise frugality? Inflation is not limited to the currency, though it began there. We, too, must relearn

the lesson of small figures, and give Massachusetts time to catch her breath. The conviction is abroad, that it is better to stimulate private enterprise than to dull it by indulgent contact with the public resource.

As to our personal relations, it is unnecessary to ask you to bear in mind, that in the organization of the House, and in endeavoring to apply our rules upon the instant, and with fairness to all members, the Chair cannot respond always to the immediate wish of every member; and that what may seem irresponsiveness to one is often, in fact, only the recognition due some other. I trust, that with frankness in our communication, and with vigor, thoroughness, and disinterestedness in our work, our session may be not only of value to our constituents, but a pleasure and a satisfaction also to us.

On motion of Mr. McPherson of Boston, —

Clerk elected.

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Clerk.

Messrs. McPherson of Boston, Bartlett of Peabody, Ranlett of Newton, Cornish of New Bedford, Ingalls of Adams, and Jenkins of Boston, were appointed.

Mr. McPherson, from the committee, afterwards reported as follows: —

|                                     |     |
|-------------------------------------|-----|
| Whole number of votes, . . . .      | 235 |
| Necessary for a choice, . . . .     | 118 |
| George A. Marden of Lowell, . . . . | 142 |
| Charles S. Osgood of Salem, . . . . | 64  |
| A. M. Bridgman of Amherst, . . . .  | 27  |
| E. J. Jenkins of Boston, . . . .    | 2   |

And Mr. Marden, having been elected, was conducted to the Council Chamber by a committee consisting of Mr. Wilder of Lowell. And, having been qualified by taking the oaths required, report was made accordingly to the House, and the Clerk entered upon the discharge of his duties.

On motion of Mr. C. H. Hill of Boston, —

Senate notified.

*Ordered*, That a committee of five be appointed to inform the Senate that the House has been organized by the election of a Speaker and a Clerk.

Messrs. C. H. Hill of Boston, Ellis of Melrose, Wentworth of Boston, Chase of Salem, and Hayden of Weymouth, were appointed.

Mr. Hill, of the committee, afterwards reported that they had attended to that duty.

On motion of Mr. Stone of Newburyport, —

*Ordered*, That a committee of five be appointed to inform the Governor and Council that the House has been organized by the election of a Speaker and a Clerk. Governor notified.

Messrs. Stone of Newburyport, Bird of Walpole, Noyes of Boston, Goulding of Worcester, and Robinson of Chelsea, were appointed.

Mr. Stone, from the committee, afterwards reported that they had attended to that duty.

A message was received from the Senate, announcing that that branch had been organized by the election of John B. D. Cogswell of the Cape District as President, and Stephen N. Gifford of Duxbury as Clerk. Senate organized.

On motion of Mr. Fairbank of Oakham, —

*Ordered*, That, when the House adjourns, it adjourn to meet to-morrow at eleven o'clock, A.M., and that that be the hour of meeting until otherwise ordered. Hour of meeting.

On motion of Mr. Locke of Boston, —

*Ordered*, That to-morrow, at half-past eleven o'clock, A.M., be assigned for the election of Chaplain. Chaplain.

On motion of Mr. Pillsbury of Boston, —

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Sergeant-at-Arms. Sergeant-at-Arms.

Messrs. Pillsbury of Boston, Hastings of Worcester, Moseley of Boston, Read of Lowell, Putnam of Salem, and Tilton of Haverhill, were appointed.

Mr. Pillsbury, from the committee, afterwards reported as follows: —

|  |     |
|--|-----|
| Whole number of votes, . . . . .           | 227 |
| Necessary for a choice, . . . . .          | 114 |
| Oreb F. Mitchell of Bridgewater, . . . . . | 226 |
| Lucy Stone, . . . . .                      | 1   |

And Mr. Mitchell was declared elected on the part of the House.

A message was received from the Senate, announcing that O. F. Mitchell of Bridgewater had been elected Sergeant-at-Arms on the part of that branch.

Mr. Washburn of Worcester was appointed a committee to inform the Senate of the election of O. F. Mitchell as Sergeant-at-Arms on the part of the House.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the rules and orders of the House of Rules and orders.

Representatives of 1877 be adopted as the rules and orders of the present House until otherwise ordered.

On motion of Mr. Baker of Beverly, —

Rules and  
orders.

*Ordered*, That the members of the joint committee on Rules and Orders, on the part of the House, prepare rules and orders for the government of the House.

*Papers from the Senate.*

Sergeant-at-  
Arms.

*Ordered*, In concurrence, that the Clerks of the two branches inform Capt. O. F. Mitchell that he has been elected Sergeant-at-Arms of the General Court for the current political year.

Joint rules.

*Ordered*, In concurrence, that a committee, to consist of three on the part of the Senate, with such as the House may join, be appointed to prepare rules and orders for the government of the two branches.

Messrs. White, Russell, and Palmer, having been appointed by the Senate, Messrs. Baker of Beverly, Bird of Walpole, Osgood of Salem, C. H. Hill of Boston, Washburn of Worcester, Wade of Newton, Noyes of Boston, and Cushing of Cambridge, were joined on the part of the House.

Votes for Gov-  
ernor, etc.

*Ordered*, In concurrence, that the returns of votes for Governor, Lieutenant-Governor, and other State officers, be referred to a joint special committee, to consist of three on the part of the Senate, with such as the House may join.

Messrs. Gardner, Abbott, and Burrage having been appointed by the Senate, Messrs. Clark of Springfield, Warren of Boston, Wadsworth of Boston, Cunningham of Somerville, Chapin of Boston, Mellen of Worcester, Newton of Boston, Lovell of Weymouth, and Partridge of Medway, were joined on the part of the House.

Votes for Coun-  
cillors.

*Ordered*, In concurrence, that the returns of votes for Councillors in the several councillor districts of the Commonwealth be referred to a joint special committee, to consist of two on the part of the Senate, with such as the House may join.

Messrs. Hayes and Winn having been appointed by the Senate, Messrs. Russell of Pittsfield, Bancroft of Boston, Rand of Cambridge, Carll of Lowell, Whitehouse of Boston, Richards of Lynn, Pike of Merrimac, and Turner of Boston, were joined on the part of the House.

*Ordered*, In concurrence, that a committee, to consist of five on the part of the Senate, with such as the House may join, be appointed to wait upon his Excellency the Governor and the Council, and inform them that the members of the two branches are now in readiness to attend public worship. Public worship.

Messrs. Ely, Barton, Davol, Canfield, and Cate, having been appointed by the Senate, Messrs. Osgood of Salem, Kimball of Revere, Randall of Waltham, Thomas of Brookline, and Walsh of Boston, were joined on the part of the House.

Mr. Osgood, from the committee, afterwards reported that his Excellency the Governor had signified that he would join the two branches in attendance upon public worship at once.

At 1.30, P.M., the House adjourned.

THURSDAY, Jan. 3, 1878.

Met, according to adjournment, at eleven o'clock.

Prayer was offered by the Rev. Mr. Paige of Cambridge, a member of the House.

Reading of the journal of yesterday was omitted, on motion of Mr. King of Boston.

Messrs. Studley of Rockland and Whitmore of Framingham, representatives-elect, being present and ready to be qualified, a committee was appointed, who conducted them to the Council Chamber, and, they having been duly qualified, report was made accordingly.

Messrs. Studley  
and Whitmore  
qualified.

### *Orders.*

On motion of Mr. Wentworth of Boston, —

*Ordered*, That the Clerk be authorized to begin the printing of the journal of the House, and that five hundred copies of the same be printed. Printing  
journal.

On motion of Mr. Richards of Lynn, —

*Ordered*, That the Clerk be directed to procure for the use of the House two copies each of the Boston, Springfield, and Worcester morning papers, one copy each of the Boston evening papers, and one daily paper from each other city of the Commonwealth where a daily paper is Daily papers.



published, the same to be filed, and placed in the room adjoining the post-office.

On motion of Mr. King of Boston, —

Reading of  
journal.

*Ordered*, That the reading of the journal of the House be dispensed with until otherwise ordered.

*Papers from the Senate.*

Votes for Gov-  
ernor and other  
State officers.

The report of the joint special committee on the returns of votes for Governor, Lieutenant-Governor, and other State officers, was received from the Senate, and accepted in concurrence as follows: —

*For Governor.*

|                              |   |   |   |   |        |
|------------------------------|---|---|---|---|--------|
| Alexander H. Rice of Boston, | . | . | . | . | 91,255 |
| William Gaston of Boston,    | . | . | . | . | 73,185 |
| Robert C. Pitman of Newton,  | . | . | . | . | 16,354 |
| Wendell Phillips of Boston,  | . | . | . | . | 3,552  |
| All others,                  | . | . | . | . | 108    |

*For Lieutenant - Governor.*

|                                    |   |   |   |   |        |
|------------------------------------|---|---|---|---|--------|
| Horatio G. Knight of Easthampton,  | . | . | . | . | 95,337 |
| William R. Plunkett of Pittsfield, | . | . | . | . | 72,821 |
| Elijah A. Morse of Canton,         | . | . | . | . | 13,082 |
| Dyer D. Lum of Northampton,        | . | . | . | . | 2,661  |
| William Earle of Worcester,        | . | . | . | . | 224    |
| All others,                        | . | . | . | . | 802    |

*For Secretary of the Commonwealth.*

|                                    |   |   |   |   |        |
|------------------------------------|---|---|---|---|--------|
| Henry B. Peirce of Abington,       | . | . | . | . | 96,340 |
| Weston Howland of Fairhaven,       | . | . | . | . | 72,462 |
| David B. Gurney of South Abington, | . | . | . | . | 12,246 |
| Nathan Clark, jun., of Lynn,       | . | . | . | . | 1,384  |
| Walter S. Goss of Marlborough,     | . | . | . | . | 593    |
| All others,                        | . | . | . | . | 1,508  |

*For Treasurer and Receiver-General.*

|                                   |   |   |   |   |        |
|-----------------------------------|---|---|---|---|--------|
| Charles Endicott of Canton,       | . | . | . | . | 97,532 |
| David N. Skillings of Winchester, | . | . | . | . | 83,456 |
| Wilbur F. Whitney of Ashburnham,  | . | . | . | . | 1,689  |
| John C. McCready of Cambridge,    | . | . | . | . | 858    |
| Dyer D. Lum of Northampton,       | . | . | . | . | 345    |
| All others,                       | . | . | . | . | 260    |

*For Auditor of the Commonwealth.*

|                                 |           |        |
|---------------------------------|-----------|--------|
| Julius L. Clarke of Newton,     | . . . . . | 96,292 |
| John E. Fitzgerald of Boston,   | . . . . . | 72,083 |
| Jonathan H. Orne of Marblehead, | . . . . . | 12,322 |
| H. M. Bearse of Boston,         | . . . . . | 1,307  |
| Nathaniel E. Chase of Boston,   | . . . . . | 1,455  |
| Orin T. Gray of Hyde Park,      | . . . . . | 316    |
| All others,                     | . . . . . | 201    |

*For Attorney-General.*

|                                    |           |        |
|------------------------------------|-----------|--------|
| Charles R. Train of Boston,        | . . . . . | 95,428 |
| Charles P. Thompson of Gloucester, | . . . . . | 72,961 |
| Orin T. Gray of Hyde Park,         | . . . . . | 12,462 |
| Israel W. Andrews of Danvers,      | . . . . . | 8,084  |
| All others,                        | . . . . . | 235    |

And the following-named persons appear by the returns to be duly elected:—

*Governor.*—Alexander H. Rice of Boston.

*Lieutenant-Governor.*—Horatio G. Knight of Easthampton.

*Secretary of the Commonwealth.*—Henry B. Peirce of Abington.

*Treasurer and Receiver-General.*—Charles Endicott of Canton.

*Auditor of Commonwealth.*—Julius L. Clarke of Newton.

*Attorney-General.*—Charles R. Train of Boston.

The report of the joint committee on the votes for Councillors was received from the Senate, and accepted in concurrence. It appeared from said report that the following-named gentlemen were elected in their respective districts; to wit:—

Votes for Councillors.

- |                 |                                 |
|-----------------|---------------------------------|
| District No. 1. | Joseph K. Baker of Dennis.      |
| No. 2.          | Harrison Tweed of Taunton.      |
| No. 3.          | Francis Childs of Boston.       |
| No. 4.          | William W. Tucker of Boston.    |
| No. 5.          | Harmon Hall of Saugus.          |
| No. 6.          | Joseph A. Harwood of Littleton. |
| No. 7.          | William Upham of Spencer.       |
| No. 8.          | Tilly Haynes of Springfield.    |

*Special Assignment.*

At half-past eleven o'clock, the House proceeded to consider the special assignment, being the election of a Chaplain for the House.

Election of Chaplain.

On motion of Mr. Dunham of Pittsfield, the Rev. Robert G. Seymour of Boston was declared by acclamation the Chaplain of the House for 1878.

On motion of Mr. Rand of Cambridge, —

Chaplain notified.

*Ordered*, That the Clerk be directed to inform the Rev. Robert G. Seymour of Boston that he has been elected Chaplain of the House for the year 1878.

*Papers from the Senate.*

Governor and Lieutenant-Governor qualified.

*Ordered*, In concurrence, that a committee be appointed, to be joined, to inform the Hon. Alexander H. Rice that he has been elected, in the manner prescribed by the Constitution, Governor of the Commonwealth for the current political year, and that the legislature will be ready to attend upon him, in taking and subscribing the oaths required by the Constitution, and a law of the United States, to qualify him for the discharge of the duties of the office, at such hour as may suit his convenience.

Also to inform the Hon. Horatio G. Knight that he has been duly elected Lieutenant-Governor of the Commonwealth for the current political year, and that the legislature will attend upon him in taking and subscribing the oaths required by the Constitution, to qualify him for the discharge of the duties of the office, at such hour as may suit his convenience.

Messrs. Palmer, Burrage, and Winn having been appointed by the Senate, Messrs. King of Boston, Wilcox of Sandisfield, Mellen of Worcester, Rand of Cambridge, Keyes of Lowell, Pike of Merrimac, Warren of Boston, and Thomas of Brookline, were joined on the part of the House.

Mr. King, from the committee, afterwards reported that the committee had waited upon the Governor and Lieutenant-Governor elect, and that they had signified their acceptance of the office, and their readiness to be qualified at the earliest convenience of the two branches.

A message was received from the Senate, proposing a joint convention forthwith, for the purpose of administering the oaths of office to the Governor and Lieutenant-Governor elect.

The proposition was concurred in, and Mr. Noyes of Boston was charged with a message to the Senate to that effect.

*Joint Convention.*

The Senate then came in, its President took the chair, and, the two branches being in convention, a committee, consisting of Messrs. Russell, Gogin, and Merriam of the Senate, and Messrs. Wade of Newton, Thurston of Cambridge, Shortle of Provincetown, Barnes of Plymouth, and Lovell of Weymouth, of the House, was appointed to wait upon the Governor and Lieutenant-Governor elect, and inform them that the two branches are now in joint convention, and are ready to attend to the administration of the oaths of office. Joint convention.

Mr. Russell, from the committee, afterwards reported that the Governor and Lieutenant-Governor elect would immediately attend upon the House.

The Governor and Lieutenant-Governor then came in, accompanied by various civil and military officers of the Commonwealth.

The oaths and affirmations of office were then, in the presence of the two Houses, and before the President of the Senate, administered to and subscribed by the Hon. Alexander H. Rice as Governor, and the Hon. Horatio G. Knight as Lieutenant-Governor, and proclamation thereof was made by the Secretary of the Commonwealth.

His Excellency then delivered an address to the senators and representatives.

After which the Governor and Lieutenant-Governor withdrew, the convention was dissolved, and the Senate withdrew.

*Councillors Qualified.*

*Ordered,* In concurrence, that the Secretary of the Commonwealth give notice to Messrs. Joseph K. Baker, Harrison Tweed, Francis Childs, William W. Tucker, Harmon Hall, Joseph A. Harwood, William Upham, and Tilly Haynes, that they have been duly elected Councillors to advise the Governor in the executive part of the government for the current political year. Councillors qualified.

A communication was subsequently received from the Secretary of the Commonwealth, announcing that the Councillors-elect had signified their acceptance of the office, and were ready to be qualified.

A message was received from the Senate, proposing a joint convention forthwith, for the purpose of administering the oaths of office to the Councillors-elect.

The proposition was concurred in, and Mr. Stone of

Newburyport was charged with a message to the Senate to that effect.

*Joint Convention.*

Joint convention.

The Senate then came in, its President took the chair; and, the two branches being in convention, a committee, consisting of Messrs. Brown, Gogin, and Saunders of the Senate, and Messrs. Shortle of Provincetown, Prescott of Boston, Hayden of Weymouth, Wilder of Lowell, and Barnes of Plymouth, of the House, was appointed to wait upon the Councillors-elect, and inform them that the two Houses are in joint convention for the purpose of administering the oaths required by the Constitution to qualify them for office.

Soon afterwards the councillors-elect, Messrs. Baker, Tweed, Childs, Tucker, Hall, Harwood, Upham, and Haynes, came in; and in the presence of the two Houses, and before the President of the Senate, the oaths were taken and subscribed by them, and declaration was made accordingly.

The convention was then dissolved, and the Senate withdrew.

*Orders.*

On motion of Mr. Whitehouse of Boston, —

Governor to be notified.

*Ordered,* That the Secretary of the Commonwealth give notice to the Governor, that Messrs. Joseph K. Baker, Harrison Tweed, Francis Childs, William W. Tucker, Harmon Hall, Joseph A. Harwood, William Upham, and Tilly Haynes have been duly elected and qualified as Councillors to advise him in the executive part of the government for the current political year.

Sent up for concurrence.

On motion of Mr. Baker of Beverly, —

Governor's address.

*Ordered,* That a joint special committee, to consist of nine on the part of the House, with such as the Senate may join, be appointed to consider and report what disposition should be made of the several portions of the Governor's address.

Messrs. Baker of Beverly, Bird of Walpole, Osgood of Salem, C. H. Hill of Boston, Washburn of Worcester, Wade of Newton, Noyes of Boston, and Cushing of Cambridge, were appointed on the part of the House.

Sent up to be joined.

On motion of Mr. Hayden of Weymouth, —

*Ordered*, That a joint special committee of eight on the part of the House, with such as the Senate may join, be appointed, to whom may be referred petitions and papers concerning the subject of more stringent legislation with regard to the sale of intoxicating liquors. Liquor law.

On motion of the same gentleman, —

*Ordered*, That a joint special committee of eight on the part of the House, with such as the Senate may join, be appointed, to whom may be referred petitions and papers concerning the subject of Woman Suffrage. Woman suffrage.

Severally sent up for concurrence.

At 2.45, P.M., adjourned.

FRIDAY, Jan. 4, 1878.

Met, according to adjournment, at eleven o'clock, A.M.

Rev. R. G. Seymour, having accepted the office of Chaplain, appeared, and prayer was offered by him.

### *Order.*

On motion of Mr. Washburn of Worcester, —

*Ordered*, That, when the House adjourns, it be to meet on Monday, at two o'clock, P.M., and that hereafter that be the hour of meeting, except on Saturdays, when the hour shall be eleven o'clock, A.M., until otherwise ordered. Hour of meeting.

### *Reports of Committees.*

The report of the joint special committee appointed to consider and report what disposition should be made of the several portions of the Governor's address was read and accepted, as follows: — Governor's address.

That so much of said address as relates to constitutional amendments be referred to a joint special committee to consist of the members of the Senate and House standing committees on the Judiciary.

So much thereof as relates to valuation and taxation, to a joint special committee, to consist of three on the part of the Senate and eight on the part of the House.

So much thereof as relates to savings banks, to the joint standing committee on Banks and Banking.

So much thereof as relates to insurance, to the joint standing committee on Insurance.

So much thereof as relates to inland fisheries, to the joint standing committee on the Fisheries.

So much thereof as relates to schools and school hygiene, to the joint standing committee on Education.

So much thereof as relates to health, drainage, and the supply of pure water, to the joint standing committee on Water Supply and Drainage.

So much thereof as relates to State charities and the new hospitals, to the joint standing committee on Public Charitable Institutions.

So much thereof as relates to the new state prison and the reformatory prison for women, to the joint standing committee on Prisons.

So much thereof as relates to the subject of labor, to a joint special committee, to consist of three on the part of the Senate and eight on the part of the House.

So much thereof as relates to the State detective force, to a joint special committee, to consist of the members of the Senate and House standing committees on the Judiciary.

So much thereof as relates to the public lands, and claims for lands sold by the State, to the joint standing committee on Public Lands.

So much thereof as relates to railroads, to the joint standing committee on Railroads.

So much thereof as relates to the Hoosac Tunnel and the Troy and Greenfield Railroad, to a joint special committee, to consist of three on the part of the Senate, and eight on the part of the House.

So much thereof as relates to the Militia, to the joint standing committee on Military Affairs.

So much thereof as relates to harbors, to the joint standing committee on Harbors.

So much thereof as relates to the Paris Exposition and to National affairs, to the joint standing committee on Federal Relations.

Sent up for concurrence.

House rules and orders.

By Mr. Osgood of Salem, from the committee appointed to prepare rules and orders for the government of the House, that the rules and orders of 1877 be adopted with the following amendments:—

In Rule 66 strike out the words "one-fifth," and insert "twenty;" also strike out the words "roll-call was finished," and insert "vote is declared." In Rule 96 strike



out the second paragraph, and insert instead thereof, "the senior member of the House, and the oldest member of the House who is not the senior member, shall be allowed to select their seats from those not otherwise assigned, before the drawing of seats by the members;" also, in the third paragraph, strike out the number "85," and insert the number "4."

The report was accepted under a suspension of the rule, and the amendments proposed were adopted.

Adjourned at 11.35, until two o'clock on Monday.

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MONDAY, Jan. 7, 1878.

Met, according to adjournment, at two o'clock, P.M.

Prayer was offered by the Chaplain.

*Committees Appointed.*

The Speaker appointed the standing committees of the House as follows: — Committees appointed.

*Standing Committees of the House.*

*On the Judiciary.* — Messrs. Clement Hugh Hill of Boston, Wade of Newton, Pillsbury of Boston, Goulding of Worcester, Walsh of Boston, Knowlton of Springfield, Jennings of Fall River. Committees of the House.

*On Probate and Chancery.* — Messrs. Brackett of Boston, Wentworth of Boston, Fairbank of Oakham, Hyde of Boston, Spaulding of Northampton, Galligan of Taunton, Daly of Boston.

*On Finance.* — Messrs. Stone of Newburyport, Bird of Walpole, Cushing of Cambridge, Allen of Boston, H. A. Hill of Boston, Bolles of Boston, Brown of Fitchburg.

*On Elections.* — Messrs. Hawkes of Lynn, Beach of Springfield, Doane of Harwich, Gargan of Boston, Manning of Chelmsford, Curtice of Hinsdale, Paddock of Nantucket.

*On Bills in the Third Reading.* — Messrs. Hutchinson of Chelsea, Whitehead of Saugus, Bush of Gardner, Howe of Rowley, Richardson of Gloucester, Kelly of Chicopee, Rice of Sutton.

*On Engrossed Bills.* — Messrs. Powers of South Abington, French of Reading, Curtis of Rockport, Webster of

Lawrence, Cooke of Lenox, Moore of Worcester, Fisher of Westport.

*On County Estimates.* — Messrs. Cunningham of Somerville, Lovell of Worcester, Bonney of Dedham, Pyncheon of Springfield, Billings of Hatfield, Price of Attleborough, White of Hancock.

*On Pay Roll.* — Messrs. Ames of Spencer, Hathaway of New Bedford, Humphrey of Dover, Merriam of Westminster, Potter of Palmer, Emory of Orange, Sargent of Methuen.

*On Leave of Absence.* — Messrs. Gardner of Ashfield, Peirce of Lakeville, Bliss of Great Barrington, Wonson of Gloucester, Spaulding of Brimfield, Rinn of Lawrence, Mahon of Hopkinton.

*On Public Buildings.* — Messrs. Gilbert of Southwick, Belcher of Easton, McGibbons of Lynn, Hathaway of Springfield, Brooks of Haverhill, Lincoln of North Brookfield, Cornell of Andover.

*On Rules and Orders.* — Messrs. Osgood of Salem, Cummings of Fall River, Leary of Worcester, Phillips of Marblehead, Wood of Hudson, Barnes of Becket, Carberry of Boston.

#### *Joint Standing Committees.*

Joint standing committees.

In concurrence, the joint standing committees were appointed, as follows: —

*On Agriculture.* — Messrs. Gregory of Essex, Lynde of Worcester, *of the Senate.* Messrs. Baker of Lincoln, Smith of Middlefield, Webster of Boston, Winn of Burlington, Lewis of Dighton, *of the House.*

*On Banks and Banking.* — Messrs. Holmes of Bristol, Ropes of Suffolk, Barker of Norfolk, *of the Senate.* Messrs. Thomas of Brookline, McPherson of Boston, Hawks of Shelburne, Wilson of Boston, Whitmore of Framingham, Parmenter of Athol, Brigham of Westborough, Marshall of Everett, *of the House.*

*On Claims.* — Messrs. Hill of Suffolk, White of Suffolk, Canfield of Berkshire, *of the Senate.* Messrs. Clark of Springfield, Russell of Pittsfield, Fairbank of Oakham, Partidge of Medway, Swift of Bridgewater, Wilcox of Sandisfield, Stackpole of Boston, Reed of Westford, *of the House.*

*On Education.* — Messrs. Saunders of Middlesex, White of Suffolk, *of the Senate.* Messrs. Hale of Cambridge, Brackett of Boston, Peck of Arlington, Everett of Wareham, Sargent of Grafton, *of the House.*

*On Federal Relations.* — Messrs. Palmer of Suffolk, Russell of Middlesex, *of the Senate*. Messrs. Goulding of Worcester, Barrett of Ayer, Case of New Bedford, Chamberlain of Sturbridge, Shea of Boston, *of the House*.

*On the Fisheries.* — Messrs. Ewing of Hampden, Rogers of Essex, *of the Senate*. Messrs. Andrews of Danvers, Lovell of Barnstable, Wales of Attleborough, Coffin of Salisbury, Flood of Randolph, *of the House*.

*On Harbors.* — Messrs. Hill of Suffolk, Day of Suffolk, Rogers of Essex, *of the Senate*. Messrs. Norton of Boston, Shortle of Provincetown, Robinson of Chelsea, Noyes of Boston, Whitehouse of Boston, Pike of Merrimac, Cobb of Kingston, Howes of Dennis, *of the House*.

*On Insurance.* — Messrs. Barton of Worcester, Gogin of Suffolk, *of the Senate*. Messrs. Dunham of Pittsfield, Doane of Orleans, Smyth of Worcester, Eager of Canton, Walton of Wakefield, *of the House*.

*On the Library.* — Messrs. Gregory of Essex, Davol of Bristol, *of the Senate*. Messrs. Paige of Cambridge, Desmond of Boston, Hildreth of Lunenburg, Greene of Belchertown, Stiles of Montgomery, *of the House*.

*On Manufactures.* — Messrs. Gilbert of Hampshire, Gogin of Suffolk, *of the Senate*. Messrs. Howe of Marlborough, Stuart of Hyde Park, Hart of Taunton, Perry of Dudley, Moors of Lowell, *of the House*.

*On Mercantile Affairs.* — Messrs. Truell of Essex, Knowlton of Worcester, Sherman of Middlesex, *of the Senate*. Messrs. Randall of Waltham, Tilton of Haverhill, Lovell of Weymouth, Sanford of Brockton, Johnson of Boston, Keyes of Lowell, Jenkins of Boston, Davis of Watertown, *of the House*.

*On Military Affairs.* — Messrs. Winn of Franklin, Merriam of Worcester, Canfield of Berkshire, *of the Senate*. Messrs. Ellis of Melrose, Thurston of Cambridge, Otis of Northampton, Beal of Lawrence, Wright of Holyoke, Ricker of Newburyport, Gilman of Boston, Davis of Upton, *of the House*.

*On Parishes and Religious Societies.* — Messrs. Swett of Essex, Sherman of Middlesex, *of the Senate*. Messrs. White of Holbrook, Curtis of Colrain, Wilder of Holliston, Burnett of South Hadley, Wyman of Shrewsbury, *of the House*.

*On Printing.* — Messrs. Davol of Bristol, Cate of Essex, *of the Senate*. Messrs. Pillsbury of Boston, Putnam of Salem, Rand of Cambridge, Field of Clinton, Haskell of Gloucester, *of the House*.

*On Prisons.* — Messrs. Truell of Essex, Flatley of Suffolk, Knowlton of Worcester, *of the Senate*. Messrs. King of Boston, Chase of Salem, Locke of Boston, Emery of Lawrence, Anthony of Adams, Wiggin of Lowell, Byram of Boston, Hardy of Natick, *of the House*.

*On Public Charitable Institutions.* — Messrs. Ely of Norfolk, Burrage of Suffolk, Gardner of Hampden, *of the Senate*. Messrs. Washburn of Worcester, Prescott of Boston, Bird of Walpole, Bancroft of Boston, Kelley of Cambridge, Macomber of Fall River, Jones of Lynn, Blanchard of Boston, *of the House*.

*On Public Lands.* — Messrs. Sherman of Middlesex, Beal of Plymouth, *of the Senate*. Messrs. Wiswell of Boston, Thompson of Woburn, Wade of Newton, Underwood of Hubbardston, Clough of Tisbury, *of the House*.

*On Railroads.* — Messrs. Palmer of Suffolk, Gilbert of Hampshire, Knowlton of Bristol, *of the Senate*. Messrs. Osgood of Salem, Hawkes of Lynn, Chapin of Boston, Wilder of Lowell, Dunham of Pittsfield, Moseley of Boston, Tucker of Boston, Soule of New Bedford, *of the House*.

*On Roads and Bridges.* — Messrs. Swett of Essex, Beal of Plymouth, *of the Senate*. Messrs. Kimball of Revere, Bartlett of Peabody, Barnes of Plymouth, Doherty of Boston, Taft of Uxbridge, *of the House*.

*On the State House.* — Messrs. Flatley of Suffolk, Knowlton of Worcester, *of the Senate*. Messrs. Nugent of Boston, Oakman of Marshfield, Aldrich of Deerfield, Carroll of Marblehead, Packard of Brockton, *of the House*.

*On Street Railways.* — Messrs. Breed of Essex, Hayes of Middlesex, Gogin of Suffolk, *of the Senate*. Messrs. Turner of Boston, Newton of Boston, Marsh of Quincy, Noyes of Georgetown, Glines of Somerville, Jackson of Salem, Morton of Fairhaven, Murphy of Boston, *of the House*.

*On Towns.* — Messrs. Hayes of Middlesex, Adams of Worcester, *of the Senate*. Messrs. Studley of Rockland, Read of Lowell, Nickerson of Somerville, Hutchinson of Chelsea, Colburn of Leominster, *of the House*.

*On Water Supply and Drainage.* — Messrs. Barton of Worcester, Ropes of Suffolk, Bishop of Middlesex, *of the Senate*. Messrs. Warren of Boston, Carll of Lowell, Cornish of New Bedford, Wadsworth of Boston, Reed of Taunton, Marden of Boston, Hooper of Medford, Bent of Wayland, *of the House*.

*Joint Special Committees.*

In concurrence, the following joint special committees were appointed : — Joint special committees.

*On Labor.* — Messrs. Holmes of Bristol, Gardner of Hampden, Day of Suffolk, *of the Senate*. Messrs. Mellen of Worcester, Hayden of Weymouth, Bartholomew of West Springfield, Howe of Holden, Field of Leverett, Coffin of Fall River, Marlor of Lynn, Lowther of Boston, *of the House*.

*On Hoosac Tunnel and Troy and Greenfield Railroad.* — Messrs. Winn of Franklin, Burrage of Suffolk, Ewing of Hampden, *of the Senate*. Messrs. Noyes of Boston, Baker of Beverly, Norton of Boston, Cook of Milford, Ingalls of Adams, Converse of Malden, Sprague of Fitchburg, Leighton of Boston, *of the House*.

*On the Liquor Law.* — Messrs. Merriam of Worcester, Cate of Essex, Abbott of Middlesex, *of the Senate*. Messrs. Baker of Beverly, Andrews of Danvers, Knowlton of Springfield, Fish of Sandwich, Merritt of Scituate, Cowdrey of Stoneham, O'Neil of Boston, Jager of Boston, *of the House*.

*Woman Suffrage.* — Messrs. Bishop of Middlesex, Palmer of Suffolk, Saunders of Middlesex, *of the Senate*. Messrs. Shortle of Provincetown, C. H. Hill of Boston, Jones of Lynn, Warren of Boston, Hastings of Worcester, Richards of Lynn, Kelley of Cambridge, McGlynn of Fall River, *of the House*.

*On Taxation.* — Messrs. Coffin of Middlesex, Lynde of Worcester, and Bishop of Middlesex, *of the Senate*. Messrs. Hyde of Boston, H. A. Hill of Boston, Ranlett of Newton, Hastings of Worcester, Mahony of Boston, Richards of Lynn, Noble of Westfield, Paige of Southbridge, *of the House*.

*On Constitutional Amendments.* — Messrs. Russell of Middlesex, White of Plymouth, Coffin of Middlesex, Merriam of Worcester, Brown of Berkshire, *of the Senate*. Messrs. C. H. Hill of Boston, Wade of Newton, Pillsbury of Boston, Goulding of Worcester, Walsh of Boston, Knowlton of Springfield, Jennings of Fall River, *of the House*.

*On State Detective Force.* — Messrs. Russell of Middlesex, White of Plymouth, Coffin of Middlesex, Merriam of Worcester, Brown of Berkshire, *of the Senate*. Messrs. C. H. Hill of Boston, Wade of Newton, Pillsbury of Boston, Goulding of Worcester, Walsh of Boston, Knowlton of Springfield, Jennings of Fall River, *of the House*.

*Monitors of the House.***Monitors.**

The monitors of the House were appointed as follows:—

|                      |   |   |   |
|----------------------|---|---|---|
| <i>1st Division,</i> | . | . | Messrs. Thomas of Brookline,<br>Wentworth of Boston.    |
| <i>2d Division,</i>  | . | . | Messrs. Dunham of Pittsfield,<br>McPherson of Boston.   |
| <i>3d Division,</i>  | . | . | Messrs. Ellis of Melrose,<br>Read of Lowell.            |
| <i>4th Division,</i> | . | . | Messrs. Hayden of Weymouth,<br>McGlynn of Fall River.   |
| <i>5th Division,</i> | . | . | Messrs. Cushing of Cambridge,<br>Leonard of Foxborough. |
| <i>6th Division,</i> | . | . | Messrs. Washburn of Worcester,<br>Desmond of Boston.    |

*Drawing of Seats.***Drawing of  
seats.**

Under the rule, the House then proceeded at once to the drawing of seats; Messrs. C. H. Hill of Boston, Stone of Newburyport, and Cushing of Cambridge, being appointed a committee to supervise the same.

Messrs. Osgood of Salem, Bird of Walpole, King of Boston, Ricker of Newburyport, Wiswell of Boston, and Cunningham of Somerville, were severally allowed to select seats before the drawing began.

*Petitions Presented.***Newton —  
Watertown.**

By Mr. Wade of Newton, petitions of the city of Newton for authority to lay and maintain a sewer and drain through territory of the town of Watertown;

**Newton drain-  
age.**

For authority to establish grades for drainage and sewerage; and

**Ibid.**

For authority to divert water-courses for purposes of sewerage and drainage.

Severally referred to the committee on Water Supply and Drainage.

**Catherine Vail.**

By Mr. King of Boston, petition of Catherine Vail for State aid.

Referred to the committee on Claims.

**Boston — ex-  
plosives.**

By Mr. Brackett of Boston, petition of the Mayor of Boston for an act authorizing said city to regulate the transportation, sale, and storage of gunpowder and other explosive compounds.

Referred to the committee on Manufactures.

Severally sent up for concurrence.

By Mr. Brackett of Boston, petition of the Mayor of Boston for an act to authorize the proper authorities of said city to re-locate streets.

Boston — streets.

By Mr. Prescott of Boston, petition of the Mayor of Boston for the passage of an act authorizing the Board of Aldermen to grant permission to occupy the public streets by venders of certain articles.

Boston — street venders.

By Mr. Prescott of Boston, petition of the Mayor of Boston for an act to authorize said city to borrow money for improvement of land for park purposes.

Boston — parks.

Severally referred to the committee on the Judiciary.

By Mr. Soule of New Bedford, petition of William P. Macomber of Westport for the seat as representative for the Seventh Bristol District now occupied by Charles Fisher.

Seventh Bristol district.

Referred to the committee on Elections.

### *Reports, etc., Referred.*

Reports, etc., were referred as follows: —

The Forty-sixth Annual Report of the Trustees of the Perkins Institution and Massachusetts School for the Blind; and

Perkins Institution.

The Thirtieth Annual Report of the Trustees of the Massachusetts School for Idiotic and Feeble-minded Youth;

Idiotic and feeble-minded youth.

Severally to the committee on Public Charitable Institutions.

The Report of the Librarian of the State Library for the year ending Sept. 30, 1877, to the committee on the Library.

Library.

The Thirty-fifth Registration Report, to the committee on Labor.

Registration.

Severally sent up for concurrence.

Abstract of the returns of Sheriffs; and

Sheriffs.

Abstract of the returns of Registers of Deeds;

Registers of Deeds.

Severally to the committee on the Judiciary.

Aggregates of Polls, Property Taxes, etc., as assessed May 1, 1877, to the committee on Finance.

Polls, property, and taxes.

### *Order.*

*Ordered,* That the Committee on Finance be authorized to report from time to time such appropriation bills as may be required to meet the exigencies of the government, and to employ such clerical assistance as may be needed.

Finance Committee.



*Introduced on Leave.*

**Hoosac Tunnel.** By Mr. Noyes of Boston, a Resolve providing for an amendment to the Constitution, forbidding the alienation of the title of the Commonwealth to the Hoosac Tunnel.

Read, referred to committee on Hoosac Tunnel, and Troy and Greenfield Railroad, and sent up for concurrence.

*Papers from the Senate.*

**Joint rules and orders.**

The report of the joint committee on Rules and Orders came down, recommending the adoption of the rules and orders of 1877, with the following amendments: In Rule 1 insert after the word "House," in the third line from the end, the words "and whose duty it shall be early in each session to examine carefully into all the expenses of the Commonwealth, with a view to such retrenchment as may be found practicable." In Rule 9 substitute, for the words "is rejected in the other," the words "shall fail to pass in the other." In Rule 20 strike out all after the words "present and voting thereon," in the third line from the end.

**Governor's address.**

*Ordered*, in concurrence, under suspension of the 28d joint rule, That five thousand extra copies of the Governor's address be printed for the use of the legislature.

At 3.35 adjourned.

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TUESDAY, Jan. 8, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

**South Malden Cong. Society.**

By Mr. Marshall of Everett, petition of the South Malden Congregational Society of Everett for change of name and the legalizing of acts done by the society.

**M. E. Church of Lanesborough.**

By Mr. Ingalls of Adams, petition of the Methodist Episcopal Church of Lanesborough for a share of a certain fund set apart for the maintenance of religious worship in said town.

Severally referred to the committee on Parishes and Religious Societies.

**E. Tobin.**

By Mr. Cook of Milford, petition of Elizabeth Tobin for State aid.

By Mr. McPherson of Boston, petition of John Sheridan, guardian of Patrick Sheridan, for State aid. Patrick Sheridan.

Severally referred to the committee on Claims.

By Mr. Osgood of Salem, petitions of the Eastern Railroad Company in reference to filling vacancies in the Board of Directors; and Eastern Railroad.

For authority to make, renew, or modify leases, or other running contracts with railroads out of the Commonwealth. Ibid.

Severally referred to the committee on Railroads.

Severally sent up for concurrence.

By Mr. Wood of Hudson, petition of George A. Cotting and others of Hudson for a law providing, that, in counties where the shire is divided, plaintiffs to suits may designate the court locality where the case shall be tried. Divided shires.

Referred to the committee on the Judiciary.

### *Reports, etc., Referred.*

A message was received from the Governor transmitting the following reports:— Annual reports.

Annual Report of the Surgeon-General of the Commonwealth; and of

The Treasurer and Superintendent of the Massachusetts Employment Bureau for Disabled Soldiers.

Severally referred to committee on Military Affairs.

Annual Report of the Board of Land Commissioners.

Referred to committee on Public Lands.

Annual Reports of the Board of Inspectors of the State Prison, and of the State Agency for Aiding Discharged Convicts.

Referred to committee on Prisons.

Annual Reports:—

Of Trustees of the State Reform School;

Of the Trustees of the State Industrial School;

Of the Trustees of the State Lunatic Hospitals at Northampton, Taunton, and Worcester;

Of the Inspectors of the State Workhouse;

Of the Inspectors of the State Primary School;

Of the Inspectors of the State Almshouse; also

Final Report of the Commissioners upon the Erection of the New Hospital for the Insane in the north-eastern part of the Commonwealth.

Severally referred to committee on Public Charitable Institutions.

Severally sent up for concurrence.

State Work-  
house.

The report of a committee appointed by the last legislature to inquire into the discipline and management of the State Workhouse at Bridgewater, was, on motion of Mr. Osgood of Salem, laid on the table, and ordered to be printed.

*Taken from the Files.*

Sergeant-at-  
Arms and  
Clerks.

On motion of Mr. Wade of Newton the Bill relating to the salaries of the Sergeant-at-Arms and the Clerks of the Senate and House of Representatives was taken from the files of last year, and referred to the committee on Expenditures. Sent up for concurrence.

*Laid on the Table.*

New-York and  
New-England  
Railroad.

The report of the committee of the last legislature to report to the present General Court what action should be taken in regard to the stock owned by the State in the New-York and New-England Railroad, was received, laid on the table, and ordered to be printed.

*Orders.*

Contagious dis-  
eases among  
animals.

On motion of Mr. Robinson of Chelsea, —

*Ordered,* That the committee on Agriculture consider the expediency of enacting some law to prevent the spreading of contagious diseases among animals.

Election dis-  
tricts.

On motion of Mr. C. H. Hill of Boston, —

*Ordered,* That the Resolve providing for an amendment to the Constitution to permit the division of towns into election districts, agreed to by the last General Court, be taken from the files, and referred to the joint special committee on Constitutional Amendments.

Examinations of  
titles by officers  
of savings  
banks.

On motion of Mr. Noyes of Boston, —

*Ordered,* That the committee on Banks and Banking consider the expediency of providing by law that no officer of a savings bank, or other institution for savings, shall be employed in the examination of the title to any property upon which such bank or institution proposes to take security, nor be in any manner interested in the charges for such examination.

Employés of  
Sergeant-at-  
Arms.

On motion of Mr. Wade of Newton, —

*Ordered,* That the committee on Expenditures consider the expediency of paying the doorkeepers and other subordinates of the Sergeant-at-Arms by the session, instead of by the day.

Severally sent up for concurrence.

On motion of Mr. Wade of Newton, —

*Ordered*, That the committee on the Judiciary consider the expediency of requiring the opinion of the Justices of the Supreme Judicial Court in relation to the time and manner, when and how an individual otherwise qualified, who has lost the right of suffrage by pauperism, is restored to that right; and also in relation to the effect of accepting temporary aid under the provisions of law for the maintenance of the poor, upon the right of suffrage. Pauperism and the right of suffrage.

On motion of Mr. Osgood of Salem, —

*Ordered*, That so much of the address of his Excellency the Governor as relates to the finances of the Commonwealth be referred to the committee on Finance. Finances.

On motion of Mr. Stone of Newburyport, —

*Ordered*, That the Auditor of Accounts be authorized to submit in print the usual summary or abstract of his annual report, covering the financial transactions of the State for the year ending Dec. 31, 1877. Auditor's report.

*Introduced on Leave.*

By Mr. Noyes of Boston, a Resolve providing for an amendment to the constitution, prohibiting State aid to railroad corporations. Read and laid over under the rule, at the request of Mr. Moseley of Boston. State aid to railroads.

By Mr. Noyes of Boston, a Bill to authorize employment of keepers by officers attaching personal property, and for other purposes. Keepers.

Read, and referred to the committee on Judiciary.

By Mr. Hawkes of Lynn, a Bill concerning trustee process. Trustee process.

Read, and referred to the committee on Judiciary.

*Papers from the Senate.*

The petition of the Mystic River Corporation, for extension of time to complete its improvements, was referred in concurrence to the committee on Harbors. Mystic River Corporation.

At 2.25, the House adjourned.

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WEDNESDAY, Jan. 9, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

- C. B. Hill.** By Mr. Knowlton of Springfield, petition of Clarissa B. Hill for payment of arrears of State aid ; also
- M. G. Dunbar.** Petition of Maria G. Dunbar for payment of arrears of State aid ; also
- Mayo and Baker.** Petition of Amaziah Mayo and George G. Baker for the appointment of a tribunal to determine the amount due them as contractors for building the Reformatory Prison for Women, and for immediate payment of money due without question ; also
- Springfield.** Petition of the Mayor of Springfield for reimbursement of money expended for the militia.  
Severally referred to the committee on Claims.
- Lagoon Bridge, Tisbury.** By Mr. Clough of Tisbury, petition of the town of Tisbury for an amendment of section 2, chapter 63, of the Acts of the year 1870, relative to maintaining Lagoon Bridge.  
Referred to the committee on Roads and Bridges.  
Severally sent up for concurrence.
- Nantucket — Supreme Court.** By Mr. Paddock of Nantucket, petition of F. C. Sanford and others for restoration of a term of the Supreme Judicial Court for Nantucket.
- Pittsfield Fire District.** By Mr. Dunham of Pittsfield, petition of George S. Willis and others for amendment of chapter 132 of the Acts of 1867, and other acts relative to the Pittsfield Fire District.  
Severally referred to the committee on Judiciary.
- Estimates for appropriations.** Estimates calling for appropriations for the several departments for the year 1878 were received from the Secretary of the Commonwealth, and referred to the committee on Finance.

*Orders.*

- Public documents for members.** On motion of Mr. Osgood of Salem, —  
*Ordered,* That the Secretary of the Commonwealth be directed to deliver to the Sergeant-at-Arms such number of copies of the public documents under his charge as the members of the legislature are entitled to receive under chapter 248 of the Acts of 1877, and that the same be filed for the use of the members.
- Lumber.** On motion of Mr. C. H. Hill of Boston, —  
*Ordered,* That the committee on Mercantile Affairs consider the expediency of amending chapter 49 of the General Statutes, relating to the measurement of lumber.

On motion of Mr. Marden of Boston, —

*Ordered*, That the petition of the city of Boston for leave to pass ordinances to regulate the practice of medicine and pharmacy in the city of Boston be taken from the files, and referred to the committee on Water Supply and Drainage.

Medicine and pharmacy in Boston.

Severally sent up for concurrence.

*Laid Over.*

The following order, offered by Mr. Washburn of Worcester, was, at the request of Mr. Wentworth of Boston, laid over under the rule, until to-morrow.

Adjournment over Saturday.

*Ordered*, That, when the House adjourns on Friday of each week, it be to meet on the following Monday, until otherwise ordered.

*Introduced on Leave.*

By Mr. Swift of Bridgewater, a Bill to amend chapter 190 of the Acts of the year 1872, relating to the alewife and other fisheries in the towns of Bridgewater, West Bridgewater, East Bridgewater, and Halifax.

Fisheries in Bridgewater and other towns.

Read, referred to the committee on the Fisheries, and sent up for concurrence.

*Papers from the Senate.*

The petition of the Mayor of Chelsea, that the city of Chelsea be relieved from maintaining that portion of Chelsea Bridge which is within the limits of the city of Boston, was referred, in concurrence, to the committee on Roads and Bridges.

Chelsea Bridge.

A Bill to amend section 1 of chapter 42 of the Acts of the year 1875, relative to mutual fire insurance companies created by the laws of other States, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Insurance.

Mutual fire insurance companies of other States.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of raising the money for the support of public schools by State, rather than by municipal or local tax, in view that the children in all parts of the Commonwealth may have equal educational privileges.

School taxation.

*Ordered*, In concurrence, that the committee on Expenditures be directed to examine the securities in the hands of the Treasurer and Receiver-General, and report the condition of the same.

Securities in treasury.

Liquor law.

*Ordered*, In concurrence, that the joint special committee on the subject of the Sale of Intoxicating Liquors consider the expediency of further legislation regulating or restricting the manufacture and sale of such liquors.

Fitchburg Railroad.

*Ordered*, In concurrence, that the committee on Railroads be instructed to inquire if any legislation is necessary to facilitate further improvements on its own and leased lines by the Fitchburg Railroad Company.

*Resolve on Leave.*

State aid to railroads.

The Resolve (on leave) providing for an amendment to the constitution prohibiting State aid to railroad corporations, laid over from yesterday, was referred to the committee on Railroads, and sent up for concurrence.

At 2.24 adjourned.

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THURSDAY, Jan. 10, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Barnstable Bay.

By Mr. Shortle of Provincetown, petition of C. H. Walker and two hundred and forty-seven others of Provincetown for a law regulating seining in Barnstable Bay.

Referred to the committee on the Fisheries.

Fitchburg R.R.

By Mr. Osgood of Salem, petition of the Fitchburg Railroad Company for further legislation in reference to disposing of its capital stock.

Eastern R.R.Co.

By Mr. Gargan of Boston, petition of Briggs Mann and others, that the legislature will make an examination into the books and financial condition of the Eastern Railroad Company.

Severally referred to the committee on Railroads.

Severally sent up for concurrence.

West Springfield.

By Mr. Knowlton of Springfield, petition of the selectmen of West Springfield for an act to legalize the doings of said town in the construction of main drains and common sewers.

Fraudulent voting and registration.

By Mr. Hyde of Boston, petition of Samuel C. Cobb and others for legislation to prevent fraudulent voting in elections, and fraudulent registration of voters.

Severally referred to the committee on the Judiciary.

By Mr. Gargan of Boston, petition of Dennis O'Connor for a recount of votes for representative in the Eighth Suffolk District. Eighth Suffolk District.

Referred to the committee on Elections.

The Fifth Annual Report of the Commissioners for locating and building a new State Prison, pursuant to statute, was received, and referred to the committee on Prisons. Commissioners on new State Prison.

Sent up for concurrence.

### *A Resolution.*

Mr. Gargan of Boston offered the following resolution, which was read, referred to the committee on Federal Relations, and sent up for concurrence: — Silver.

*Resolved*, That the members of the National Senate and House of Representatives from Massachusetts be requested to urge upon Congress the importance of the appointment of a commission by the government of the United States to confer with the governments of Great Britain and France for the purpose of concurrent action on the question of the remonetization of silver.

### *Orders.*

On motion of Mr. Smyth of Worcester, —

*Ordered*, That the committee on Insurance consider the expediency of so amending section 69 of chapter 58 of the General Statutes, that the bonds required under said section shall be given by the companies, instead of the agents. Insurance agents' bonds.

On motion of Mr. Dunham of Pittsfield, —

*Ordered*, That the Insurance Commissioner be requested to make a special report to the legislature, as promptly as practicable, relative to legislation upon the subject of insurance. Insurance commissioner.

On motion of Mr. Chapin of Boston, —

*Ordered*, That the committee on Taxation consider the expediency of so amending chapter 225 of the Acts of the year 1873, that delinquent tax-payers may be relieved from paying such excessive interest as they are now required to pay in many of the cities and towns of the Commonwealth. Delinquent tax-payers.

On motion of Mr. Bird of Walpole, —

*Ordered*, That the committee on Printing consider whether retrenchment can be effected in advertising committee hearings. Committee hearings.

Severally sent up for concurrence.



Massachusetts  
indebtedness —  
gold.

On motion of Mr. Stone of Newburyport, —

*Ordered*, That the committee on Finance consider and report whether any legislation be expedient to express the purpose and the duty of the State to pay its pecuniary debts in gold.

Rule 96 — ex-  
change of seats.

On motion of Mr. Mellen of Worcester, —

*Ordered*, That the seventh paragraph of House Rule 96, so far as it allows an exchange of seats by members within ten days from the day of the drawing, be suspended on and after Saturday next.

Town indebted-  
ness to the Com-  
monwealth.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on Finance inquire into the expediency of passing an act authorizing cities and towns which are indebted to this Commonwealth to discharge such indebtedness before its maturity, and to borrow money and to issue bonds or other proper securities therefor.

Expenditures  
and appropria-  
tions for state  
offices and in-  
stitutions.

On motion of Mr. King of Boston, —

*Ordered*, That the committee on the Judiciary inquire whether any amendment of existing laws is requisite or desirable in order to limit the expenditures of State offices and institutions to the amounts severally appropriated therefor.

The following order, offered by Mr. Bancroft of Boston, was laid over, at the request of Mr. Washburn of Worcester: —

Town aid to  
railroads.

*Ordered*, That the committee on the Judiciary consider the expediency of repealing the laws allowing cities and towns to aid in the construction of railroads.

Adjournment  
over Saturdays.

The order offered yesterday by Mr. Washburn of Worcester, and laid over, relative to the adjournment of the House from Friday of each week to the following Monday, was adopted.

#### *Report of a Committee.*

Registers of  
Deeds.

By Mr. Walsh of Boston, from the committee on the Judiciary, no legislation necessary on the Abstract of Returns of the Registers of Deeds.

Read, and placed in the orders of the day for to-morrow.

#### *Papers from the Senate.*

Hanover and  
South Scituate.

A Bill to change a part of the boundary-line between the towns of Hanover and South Scituate, taken from the files of the Senate, was referred, in concurrence, to the committee on Towns.

FRIDAY, JANUARY 11, 1878.

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A preamble and resolution relating to the Bland Silver Bill now before Congress was referred, in concurrence, to the committee on Federal Relations. The Bland Bill.

*Ordered*, In concurrence, that the committee on Taxation consider what legislation is expedient or necessary for the purpose of promoting just and equal taxation throughout the State, and report thereon by bill or otherwise. Just and equal taxation.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of increasing the tax upon dogs. Dog-tax.

*Ordered*, In concurrence, that the joint standing committee on Public Charitable Institutions be directed to consider and report what legislation, if any, is required to provide for the proper treatment of street beggars, vagrants, or tramps. Tramps.

*Ordered*, In concurrence, that the committee on Prisons be authorized to visit the prisons, jails, and houses of correction in the Commonwealth, at such times as they shall deem expedient. Committee on Prisons.

*Ordered*, In concurrence, that the committee on Banks and Banking inquire into the expediency of providing legislation requiring all private bankers doing business within the Commonwealth, and receiving deposits of money or valuables, to publish quarterly statements showing in detail all resources and liabilities of such business. Private bankers.

The petition of John B. Hull and others, citizens of Stockbridge, praying for relief from the tramp nuisance, was referred, in concurrence, to the committee on Public Charitable Institutions. Tramps.

At 2.25 adjourned.

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FRIDAY, Jan. 11, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. C. H. Hill of Boston, petition of the Fidelity Assurance Company, for amendments of its charter. Referred to the committee on Mercantile Affairs. Fidelity Assurance Company.

Trawling in  
Massachusetts  
Bay.

By Mr. Baker of Beverly, petition of Larkin West and two hundred others for legislation to prohibit trawling within Massachusetts Bay. Referred to the committee on the Fisheries.

Taxation.

By Mr. Brackett of Boston, petitions of the Lewis Wharf Company and others; and of William S. Whitwell and others, for amendment of the laws relative to valuation of property and assessment of taxes.

Severally referred to the committee on Taxation.

Truro and  
Provincetown.

By Mr. Howes of Dennis, petition of the selectmen of Truro, that the boundary-line between that town and Provincetown may be defined. Referred to the committee on Towns.

Severally sent up for concurrence.

Divided shires.

By Mr. Cook of Milford, petition of the citizens of Milford for a law providing, that, in counties where the shire is divided, plaintiffs to suits may designate the court locality where the case shall be tried. Referred to the committee on the Judiciary.

#### *Memorials, etc.*

Institute of  
Technology.

By Mr. Bird of Walpole, memorial of Massachusetts Institute of Technology, asking for an appropriation for the maintenance of said institute. Referred to the committee on Education.

New State  
Prison.

A communication from the State Board of Health, relative to sewerage for the new State Prison at Concord, was received, and referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

#### *Orders.*

Assets and li-  
abilities of  
savings banks.

On motion of Mr. Reed of Taunton, —

*Ordered*, That the committee on Banks and Banking inquire into the expediency of requiring the trustees of all savings banks duly incorporated under the laws of this Commonwealth, to publish semi-annually, in at least one newspaper printed in the county where said bank is located, a sworn statement of the assets and liabilities of said bank.

On motion of Mr. Hawks of Shelburne, —

*Ordered*, That the joint committee, consisting of the judiciary committees of the House and Senate, to whom

was referred that portion of the message of the Governor relating to constitutional amendments, be directed to consider and report upon the expediency of adopting constitutional amendments to limit the length of the sessions of the General Court, and to fix the pay of its members.

Sessions of  
General Court,  
and pay of  
members.

On motion of Mr. Osgood of Salem, —

*Ordered*, That the committee on Railroads consider the expediency of amending chapter 372 of the Acts of the year 1874 in relation to notice in case of accidents on railroads.

Accidents on  
railroads.

Severally sent up for concurrence.

The following order, offered by Mr. Hawkes of Lynn, was referred to the committee on Printing, and sent up for concurrence :

*Ordered*, That the committee on Railroads cause to be printed twelve hundred copies of the General Railroad Law (chapter 372 of the Acts of 1874), and all subsequent acts relating to railroads, in a form to show what portions of the original act are amended or repealed, with additional legislation arranged under appropriate heads, etc. ; and that six hundred copies of said laws be placed at the disposal of the Board of Railroad Commissioners.

Railroad law.

On motion of Mr. C. H. Hill of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 37, chapter 131, of the General Statutes, in relation to taking depositions out of this Commonwealth, to prevent its application to cases where there is reasonable opportunity of taking such depositions by commission.

Depositions.

On motion of Mr. Emery of Lawrence, —

*Ordered*, That the committee on the Judiciary consider the expediency of enlarging the criminal jurisdiction of police courts in reference to the crime of larceny.

Police courts —  
Larceny.

On motion of Mr. McGibbons of Lynn, —

*Ordered*, That a committee of three be appointed to present the thanks of the House to the Rev. James L. Hill of Lynn for his able and eloquent sermon preached before the executive and legislative branches of the government on the 2d inst., and to request a copy of the same for publication.

Election ser-  
mon.

Adopted, and Messrs. McGibbons of Lynn, Paige of Cambridge, and Sanford of Brockton, were appointed the committee.

The order laid over from yesterday was amended, on motion of Mr. C. H. Hill of Boston, to read as follows: —

Town aid to  
railroads.

*Ordered*, That the committee on Railroads consider the expediency of repealing the laws allowing cities and towns to aid in the construction of railroads.

Adopted as amended, and sent up for concurrence.

*Introduced on Leave.*

Boston school  
committee.

By Mr. Moseley of Boston, a Bill concerning the school committee of the city of Boston. Read, and referred to the committee on the Judiciary.

Official stenog-  
rapher.

By Mr. Cushing of Cambridge, a Bill to provide a stenographer for the legislative and executive departments. Read, and referred to the committee on Finance.

*Taken from the Files.*

Free passes.

On motion of Mr. Bird of Walpole, —

A Bill concerning free passes over railroads was taken from the files of last year, and referred to the committee on Railroads.

Paupers.

On motion of Mr. Washburn of Worcester, —

A Bill relating to settlement of paupers was taken from the files of last year, and referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

*Papers from the Senate.*

Cape Cod Ship  
Canal.

The petition of Cape Cod Ship Canal Company for an extension of its charter was referred, in concurrence, to the committee on Harbors.

Debts of towns  
and cities to  
Commonwealth.

*Ordered*, In concurrence, that the committee on Expenditures consider the expediency of legislation reducing the rate of interest on notes and bonds held by the Commonwealth against cities and towns.

Savings bank  
investments.

*Ordered*, In concurrence, that the committee on Banks and Banking consider the expediency of amending section 1, chapter 175, of the law of 1863, relative to investments by savings banks, by inserting in the fourth line of said section, before the word "cities," the words "towns or."

State tax on  
savings bank  
deposits.

*Ordered*, In concurrence, that the committee on Banks and Banking consider the expediency of reducing the State tax upon deposits in savings banks.

*Ordered*, In concurrence, that the committee on Banks and Banking consider the expediency of reporting a bill requiring trustees of savings banks to be depositors in the institutions of which they are officers.

Trustees of  
savings banks.

*Ordered*, In concurrence, that the committee on Public Charitable Institutions be authorized to visit said institutions at such times as they may deem expedient.

Committee on  
Public Charita-  
ble Institutions.

*Ordered*, In concurrence, that the committee on the Troy and Greenfield Railroad and Hoosac Tunnel consider and report what legislation, if any, is advisable to establish a freight depot in Greenfield or in Deerfield, for the use of the manager and the corporations operating the Troy and Greenfield Railroad, the Vermont and Massachusetts Railroad, and the Connecticut-river Railroad, or any of them.

Troy and  
Greenfield Rail-  
road — freight  
depot.

The petition of the city of Boston for leave to pass ordinances to regulate the practice of medicine and pharmacy in said city, referred in the House to the committee on Water Supply and Drainage, came down referred, in non-concurrence, to the committees on the Judiciary of the Senate and House, in which reference the House non-concurred, and insisted on its reference to the committee on Water Supply and Drainage.

Boston — medi-  
cine and phar-  
macy.

The following order was referred, in concurrence, to the committee on Printing:—

*Ordered*, That there be printed a thousand copies of the list of the standing and special committees of the respective branches of the legislature, and of the joint standing and special committees.

Committee lists.

The following order was laid over at the request of Mr. Washburn of Worcester:—

*Ordered*, That the committee on Claims be authorized and instructed to request the attendance of the Attorney-General or Assistant Attorney-General at all hearings upon claims against the Commonwealth, with a view to the protection of the treasury of the State.

Attorney-  
General.

*Taken from the Table.*

The report of the joint special committee appointed by the legislature of 1877, relating to the securities of the Commonwealth in the New-York and New-England Railroad, was, on motion of Mr. Stone of Newburyport, taken from the table, and referred to the committee on Railroads.

New-York and  
New-England  
Railroad.

Bridgewater  
Workhouse.

The report of the committee on Investigation of Bridgewater Workhouse was taken from the table, on motion of Mr. Osgood of Salem, and referred to committee on Public Charitable Institutions.

Severally sent up for concurrence.

*Reports of Committees.*

E. Tobin.

By Mr. Fairbank of Oakham, from the committee on Claims, leave to withdraw on the petition of Elizabeth Tobin for State aid.

Patrick  
Sheridan.

By Mr. Stackpole of Boston, from the same committee, leave to withdraw on the petition of John Sheridan, guardian of Patrick Sheridan, for State aid.

C. Vail.

By Mr. Clark of Springfield, from the same committee, leave to withdraw on the petition of Catherine Vail for State aid.

Severally read, and placed in the orders of the day for Monday.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on the Judiciary, no legislation necessary, on Abstract of Returns of Registers of Deeds, was accepted.

At 2.31 adjourned.

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MONDAY, Jan. 14, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman suf-  
frage.

By Mr. Rand of Cambridge, petition of Mary W. Allen and 41 others; by Mr. Baker of Lincoln, petition of Harriet Stow and 30 others; by Mr. Paige of Southbridge, petition of George H. Mellen and 98 others; by Mr. Richardson of Gloucester, petition of Mehitabel Haskell and 37 others; by Mr. Davis of Watertown, petition of Rev. J. F. Lovering and 45 others; by Mr. Lincoln of North Brookfield, petition of John B. Austin and 17 others; by Mr. Wiswell of Boston, petition of Mrs. George Clapp and 15 others; by Mr. Jones of Lynn, petition of Benjamin Percival, sen., and 23 others; by Mr. Whitehouse of Bos-



ton, petition of Agnes P. Fish and 10 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Baker of Beverly, petition of the Massachusetts Temperance Alliance, for a repeal of the present liquor license law, and the enactment of a prohibitory liquor law. Referred to the committee on the Liquor Law. Liquor law.

By Mr. Converse of Malden, petition of William C. Peabody of Everett, for State aid. Referred to the committee on Claims. W. C. Peabody.

By Mr. C. H. Hill of Boston, petition of the Boston Asylum and Farm School, for regulation of the taking of clams and other shell-fish from the shores of Thompson Island. Referred to the committee on the Fisheries. Shell-fish on Thompson's Island.

By Mr. Cunningham of Somerville, petition of the city of Somerville, for authority to appropriate certain land in the town of Waltham for burial purposes. Referred to the committee on Towns. Somerville and Waltham.

Severally sent up for concurrence.

By Mr. Converse of Malden, petition of the selectmen of Malden, for an act making the sinking-fund commissioners of said town custodians of the water loan sinking-fund. Malden sinking fund.

By Mr. Carll of Lowell, petition of John A. G. Richardson and others of Lowell, and by Mr. Hastings of Worcester, petition of Charles B. Pratt and 51 others of Worcester, for a law providing, that, in counties where the shire is divided, plaintiffs to suits may designate the court locality where the case shall be tried. Shires.

By Mr. Daly of Boston, petition of Bigelow, Kennard, & Co., in aid of the petition of the Mayor of Boston relative to occupation of public streets by venders of certain articles. Street venders.

Severally referred to the committee on the Judiciary.

By Mr. Brackett of Boston, petition of Eliza Ann Gardner, for leave to sell certain real estate on Bridge Street in the city of Boston. Referred to the committee on Probate and Chancery. E. A. Gardner.

### *Orders.*

On motion of Mr. Norton of Boston, —

*Ordered,* That the joint special committee on Labor consider the expediency of providing by law that the



Bureau of Labor  
Statistics.

Bureau of Statistics on Labor shall collect and disseminate information as to the demand for, and the supply of, labor in the various industries of the Commonwealth, for the purpose of assisting unemployed persons to obtain employment.

Sent up for concurrence.

Dower.

On motion of Mr. Reed of Taunton, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending sections 2 and 3 of chapter 135 of the General Statutes, that a woman entitled to dower may recover the same without making a previous demand on the tenant of the freehold; the service of the writ to be a sufficient notice to the tenant.

Town debts to  
the Common-  
wealth.

The following order, offered by Mr. Allen of Boston, was laid over on request of Mr. Stone of Newburyport: —

*Ordered*, That the Treasurer of the Commonwealth be requested to furnish a detailed statement, giving the names of the cities and towns indebted to the Commonwealth, the amount, description, and maturity of the indebtedness, together with the rate or rates of interest thereon.

*Introduced on Leave.*

Wills in foreign  
tongues.

By Mr. Goulding of Worcester, a Bill relating to wills written in foreign tongues. Read, and referred to the committee on Probate and Chancery.

*Papers from the Senate.*

Street railways.

A Bill concerning street railway corporations, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Street Railways.

Explosive com-  
pounds.

A Bill in relation to the publication of rules to regulate the transportation of explosive compounds, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Railroads.

Savings bank  
investments.

*Ordered*, In concurrence, that the committee on Banks and Banking consider the expediency of increasing the amount which savings banks may invest in personal securities.

Public docu-  
ments.

*Ordered*, In concurrence, that the joint standing committee on Printing consider the expediency of repealing or amending chapter 248 of the Acts of 1877, concerning the printing and distribution of public and certain other documents.

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of furnishing the convicts in the Massachusetts State Prison with tobacco at the expense of the State, and whether any legislation is necessary to prevent it. Tobacco for convicts.

A petition of Albert L. Murdock, for an appropriation for the dissemination of information concerning agriculture, and to make effective the provisions of section 9 of chapter 16 of the General Statutes concerning the Board of Agriculture, was referred, in concurrence, to the committee on Agriculture. Agriculture.

Resolutions concerning the remonetization of silver were read, and referred, in concurrence, to the committee on Federal Relations. Silver.

A report of the committee on Printing, that the order for printing one thousand copies of the list of committees of the two branches ought to be adopted, was accepted in concurrence, under suspension of the rule. Committee lists.

The Senate order relative to the attendance of the Attorney-General at certain hearings before the committee on Claims, laid over from Friday, was amended, on motion of Mr. C. H. Hill of Boston, by striking out the words "and instructed" in the second line, and adding at the end the words "whenever the committee think the interests of the Commonwealth so require." Attorney-General.

The order was then adopted, in concurrence, as amended, and sent up for concurrence in the amendments.

### *Orders of the Day.*

Reports of the committee on Claims, leave to withdraw, on Orders of the day.

Petition of Catherine Vail for State aid, and on  
Petition of Elizabeth Tobin for State aid;

Were severally accepted, and sent up for concurrence.

The report of the same committee, leave to withdraw on petition of John Sheridan, guardian of Patrick Sheridan, for State aid, was postponed for further consideration until to-morrow, on motion of Mr. Fairbank of Oakham.

At 2.33 adjourned.

TUESDAY, Jan. 15, 1878.

Met according to adjournment.

Prayer was offered by Rev. Mr. Paige of Cambridge, a member of the House.

*Auditor's Report.*

Auditor's report.

A summary of the report of the Auditor of Accounts for the year ending Dec. 31, 1877, was received, and referred to the committee on Finance.

*Petitions Presented.*

Woman suffrage.

By Mr. Hawkes of Lynn, petition of J. G. Forman and 37 others; by Mr. Winn of Burlington, petition of William Gilman and 41 others; by Mr. Thompson of Woburn, petition of H. H. Stearns and 34 others; by Mr. Paddock of Nantucket, petition of W. R. Perkins and 81 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Barnstable Bay.

By Mr. Shortle of Provincetown, petition of Harvey Collins and others of Truro, in aid of petition to regulate seining in Barnstable Bay. Referred to the committee on the Fisheries.

Ten-hour law.

By Mr. Ingalls of Adams, petition of Miss Inez Snow, for repeal of so much of chapter 221 of the Acts of 1874 as relates to the employment of women over eighteen years old in manufacturing establishments. Referred to the committee on Labor.

Mass. Friendly Aid Society.

By Mr. Noyes of Boston, petition of Liverus Hull and others, for an act of incorporation as The Massachusetts Friendly Aid Society. Referred to the committee on Mercantile Affairs.

Cavalry.

By Mr. Brackett of Boston, petition of R. M. Gilmore and others, that chapter 204 of the Acts of 1876 be so amended as to authorize an additional company of cavalry. Referred to the committee on Military Affairs.

Adams.

By Mr. Ingalls of Adams, petition of W. W. Freeman and others, for a division of the town of Adams.

Truro and Provincetown.

By Mr. Shortle of Provincetown, petition of the selectmen and 110 others, citizens of Provincetown, in aid of a petition for the settlement of a boundary-line between Truro and Provincetown.

Severally referred to the committee on Towns.

By Mr. Noyes of Boston, a remonstrance of A. S. Hayward and others, against regulation, by law, of the practice of medicine and pharmacy. Referred to the committee on Water Supply and Drainage.

Medicine and pharmacy.

Severally sent up for concurrence.

By Mr. Knowlton of Springfield, petition of the county commissioners of the county of Hampden, for an act authorizing them to borrow a sum not exceeding fifteen thousand dollars, to be used in payment for the bridge and highway recently constructed across the Connecticut River, between West Springfield and Springfield.

Hampden county commissioners.

By Mr. C. H. Hill of Boston, petition of Henry E. Taintor of Hartford, Conn., for an act confirming his acts as commissioner for Massachusetts.

H. E. Taintor.

Severally referred to the committee on the Judiciary.

### Orders.

On motion of Mr. Bird of Walpole, —

*Ordered*, That the committee on Public Lands be instructed to inquire and report whether any, and, if so, what portion of the Commonwealth's flats in the Charles River basin, north of Beacon Street, can properly be filled, what would be the cost of such filling, and what would be the probable value of said flats when filled, and, generally, what will be the best method of filling and disposing of said flats for the best interests of the Commonwealth.

Commonwealth's flats.

On motion of Mr. Hawkes of Lynn, —

*Ordered*, That the Sergeant-at-Arms procure a sufficient number of the second edition of the supplement to the General Statutes, for the use of the legislature and the committees thereof.

Supplement to Gen. Statutes.

On motion of Mr. Ingalls of Adams, —

*Ordered*, That the committee on the Hoosac Tunnel and Troy and Greenfield Railroad consider and report what, if any, further legislation is necessary for the speedy construction of a union passenger-station at North Adams.

Union passenger-station at North Adams.

Severally sent up for concurrence.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of amending chapter 48 of the General Statutes, so that cities and towns, if they deem it expedient, may charge an appropriate sum to persons entering or using main drains or common sewers, instead of making the assessment authorized by the statute.

Drains and sewers.

On motion of Mr. Ingalls of Adams, —

Registers of  
voters in towns.

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 208 of the Acts of 1877, which is entitled "An Act to provide for the keeping of registers of voters in towns," so as to particularly define the duties of selectmen in reference thereto.

On motion of Mr. Pillsbury of Boston, —

Depositions.

*Ordered*, That the committee on the Judiciary inquire into the expediency of amending the provisions of chapter 131 of the General Statutes, relating to the taking of depositions; so that depositions taken upon notice without the Commonwealth shall be equally competent and admissible as evidence with depositions taken without the Commonwealth upon commission.

Town debts to  
Commonwealth.

The order offered yesterday, and laid over, relative to a statement by the Treasurer of the cities and towns indebted to the Commonwealth, &c., was adopted.

*Introduced on Leave.*

Stationery for  
pupils in public  
schools.

By Mr. Jennings of Fall River, a Bill to amend section 1 of chapter 106 of the Acts of the year 1873, relative to furnishing the pupils in public schools with stationery. Read, and referred to the committee on Education.

Medford and  
Malden.

By Mr. Hooper of Medford, a Bill to amend section 1 of chapter 139 of the Acts of the year 1877, concerning the boundary-line between the towns of Medford and Malden. Read, and referred to the committee on Towns.

Severally sent up for concurrence.

Worcester  
Park.

By Mr. Washburn of Worcester, a Bill to extend the time during which the city of Worcester is authorized to lay out a public park, and to establish and maintain a reservoir. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Were referred, in concurrence, as follows: —

Grand Union  
Wharf and  
Depot Co.

Petition of J. G. Kidder and others, to be incorporated as the Grand Union Wharf and Depot Company in East Boston; and

International  
Wharf and  
Dock Co.

Petition of Albert Bowker and others, to be incorporated as the International Wharf and Dock Company in East Boston;

Severally to the committee on Mercantile Affairs.

A Bill authorizing the commissioners of savings banks to attend the meetings of bankrupt railroad corporations, taken from the Senate files, was read and referred, in concurrence, to the committee on Banks and Banking.

Savings banks  
commissioners.

*Motion to Reconsider.*

A motion of Mr. Kelley of Cambridge, to reconsider the vote by which the House yesterday accepted the report of the committee on Claims, leave to withdraw on the petition of Catherine Vail for State aid, was lost by a vote of 81 to 116.

C. Vail.

*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, asking to be discharged from further consideration of the Bill (on leave) concerning the school committee of the city of Boston, and that it be referred to the committee on Education. Accepted under suspension of the rule, and sent up for concurrence in the reference.

Boston school  
committee.

By Mr. Osgood of Salem, on a petition, a Bill in addition to an Act entitled "An Act for the relief of the Eastern Railroad Company, and the securing of its debts and liabilities."

E. R.R. Co.

By Mr. Stone of Newburyport, from the committee on Finance, on an order; a

Bill making appropriations for the maintenance of the government for the present year; also a

Appropriation  
bill No. 1.

Bill making appropriations for the compensation and travel of the members of the legislature, for the compensation of officers thereof, and for other purposes;

Appropriation  
bill No. 2.

Severally read, and ordered to a second reading.

*Orders of the Day.*

On motion of Mr. McPherson of Boston, the

Report of committee on Claims, leave to withdraw on petition of John Sheridan, guardian of Patrick Sheridan, for State aid, was recommitted to the committee on Claims.

Orders of the  
day.

At 2.34 adjourned.

WEDNESDAY, Jan. 16, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman suf-  
frage.

By Mr. Jones of Lynn, petition of O. S. Witherell and 33 others; by Mr. Colburn of Leominster, petition of Jonathan Drake and 108 other voters, and 109 others, women of Leominster,—severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Haverhill.

Marlborough.

By Mr. Brooks of Haverhill, petition of the mayor of Haverhill; and by Mr. Howe of Marlborough, petition of the selectmen of Marlborough,—severally for reimbursement for money paid for rent of armory.

Severally referred to the committee on Claims.

Acushnet-river  
eels.

By Mr. Morton of Fairhaven, petition of A. C. Fish and 160 others, for an Act to regulate the taking of eels in the Acushnet River and its tributaries. Referred to the committee on the Fisheries.

Nantasket  
Beach.

By Mr. Daly of Boston, petition of M. A. Darling and others, for an Act for the preservation of a part of Nantasket Beach. Referred to the committee on Harbors.

Adams.

By Mr. Ingalls of Adams, petition of E. A. Dyke and others, for a division of the town of Adams. Referred to the committee on Towns.

Salem—sewers.

By Mr. Osgood of Salem, petition of the mayor of Salem, for authority to take such lands, flats, buildings, etc., as may be desirable in constructing a system of sewerage for said city. Referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

Shires.

By Mr. Paige of Southbridge, petition of Pliny T. Litchfield and others, for a law providing, that, in counties where the shire is divided, plaintiffs to suits may designate the court locality where the case shall be tried. Referred to the committee on the Judiciary.

Lynn—probate  
court.

By Mr. Jones of Lynn, petition of S. M. Bubier and others, for sessions of the probate court in the city of Lynn. Referred to the committee on Probate and Chancery.



*Taken from the Files.*

On motion of Mr. Hill of Boston, the memorial of George B. Emerson, asking for an appropriation to furnish the educational works of Horace Mann to school and town libraries. Referred to the committee on Education, and sent up for concurrence.

Horace Mann.

*Orders.*

On motion of Mr. Andrews of Danvers, —

*Ordered,* That the committee on Insurance inquire into the expediency of providing by law, that towns and cities in this Commonwealth may insure property within their limits against losses by fire.

Town insurance.

The following order, offered by Mr. Putnam of Salem, was, on motion of Mr. Pillsbury of Boston, referred to the committee on Printing:

*Ordered,* That the clerks of the two branches cause to be prepared a list of committees, in suitable memorandum form, not exceeding five hundred in number, for the use of the members of the legislature.

Pocket-books.

On motion of Mr. Walsh of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of amending sections 103 and 104 of chapter 17 of the General Statutes, relating to the registration of deeds.

Registration of deeds.

On motion of Mr. C. H. Hill of Boston, —

*Ordered,* That the committee on the Judiciary to which was referred the petition of the city of Boston in regard to granting additional authority to the street commissioners, be instructed to report on the expediency of establishing a board of public works in said city, to consist of three able and discreet persons, appointed by the mayor, with the approval of the City Council, with authority to exercise the powers now vested in the Board of Street Commissioners, and also such of the powers now vested in the Board of Aldermen as surveyors of highways, and in relation to the location and construction of sewers and main drains, as the City Council may by ordinance prescribe.

Boston — Board of Public Works.

On motion of Mr. Dunham of Pittsfield, —

*Ordered,* That the committee on the Judiciary inquire whether any additional legislation is necessary relating to the transfer of prisoners from Charlestown to Concord, when the new prison shall be ready for occupation.

Transfer of prisoners to new prison.



On motion of Mr. King of Boston, —

Reading of  
bills, etc.

*Ordered*, That all bills, resolves, and other papers that have been, or, under the rules or usages of the House, are to be, printed, shall be read by their titles only, unless the full reading is requested.

*Motion to Reconsider.*

Boston school  
committee.

Mr. Moseley of Boston moved a reconsideration of the vote by which the House yesterday accepted the report of the committee on the Judiciary, asking to be discharged from further consideration of the Bill (on leave) concerning the school committee of the city of Boston, and that it be referred to the committee on Education; and also moved to lay the motion to reconsider on the table. Both motions were lost.

*Introduced on Leave.*

Employment of  
children.

By Mr. Cummings of Fall River, a Bill relating to the employment of children, and regulations respecting their attendance at school. Read, referred to the committee on Education, and sent up for concurrence.

*Papers from the Senate.*

The following papers were referred in concurrence: —

Contagious  
cattle diseases.

Report of Commissioners on Contagious Diseases among Cattle. To the committee on Agriculture.

Lancaster  
Savings Bank.

Annual report of the receivers of the Lancaster Savings Bank. To the committee on Banks and Banking.

Supervisors of  
Statistics.

Report of the Board of Supervisors of Statistics. To the committee on Education.

Vine-street  
Cong. Society.

Petition of the Vine-street Congregational Society of Boston, for change of name. To the committee on Parishes and Religious Societies.

Railroad sign-  
boards.

Petition of F. Hoffman and others, citizens of Stockbridge, praying that the railroads traversing the State, or a part of it, shall have sign-boards, with the names of stations printed thereon. To the committee on Railroads.

Report of  
savings bank  
commissioners.

*Ordered*, In concurrence, that the committee on Printing consider the expediency of printing a thousand additional copies of the Bank Commissioner's Report, to be placed at the disposal of the Bank Commissioner, — five hundred for gratuitous distribution, and five hundred for half the cost of production.

*Reports of Committees.*

By Mr. Allen of Boston, from the committee on Finance, asking to be discharged from further consideration of the order relative to the payment, by cities and towns, of indebtedness due the Commonwealth, and that it be referred to the committee on Expenditures. Accepted, under suspension of the rule, and sent up for concurrence in the reference.

Town debts to Commonwealth.

By Mr. Stone of Newburyport, from the committee on Finance, on an order, a Bill in addition to an Act making appropriations for the maintenance of the government during the present year. Read, and placed in the orders of the day for a second reading to-morrow.

Appropriation Bill No. 3.

*Orders of the Day.**Bills:*

In addition to an Act entitled "An Act for the relief of the Eastern Railroad Company, and the securing of its debts and liabilities;"

Orders of the day.

Making appropriations for the maintenance of the government for the present year; and

Making appropriations for the compensation and travel of the members of the legislature, for the compensation of officers thereof, and for other purposes;

Were severally read, and ordered to a third reading.

At 2.20 adjourned.

THURSDAY, Jan. 17, 1878.

Met according to adjournment.

Prayer was offered by Rev. Mr. Sargent of Grafton, a member of the House.

*Petitions Presented.*

By Mr. Taft of Uxbridge, petition of Mrs. Lois A. Staples and 16 others; and by Mr. Winn of Burlington, petition of Lydia C. Hussey and 34 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

Game and trespass laws.

By Mr. Otis of Northampton, petition of J. E. Torrey and 265 others, citizens of Easthampton and neighboring towns, for a modification of the game and trespass laws. Referred to the committee on the Fisheries.

Adams.

By Mr. Ingalls of Adams, petition of Daniel Jenks and others, for a division of the town of Adams. Referred to the committee on Towns.

Newburyport water-supply.

By Mr. Stone of Newburyport, petition of the city of Newburyport, for an Act to supply the city of Newburyport with water. Referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

H. Kirkland.

By Mr. Spaulding of Northampton, petition of Harvey Kirkland of Northampton, that his acts between certain dates, as a justice of the peace within and for the county of Hampshire, may be legalized.

Street venders.

By Mr. Blanchard of Boston, remonstrance of George F. Lawrence and others, against the petition of the mayor of Boston, for an Act authorizing the Board of Aldermen to grant permission to occupy the public streets by venders of certain articles.

West Springfield sewers.

By Mr. Wright of Holyoke, remonstrance of W. F. Moseley and others, against the petition of the selectmen of West Springfield, for an Act to legalize the doings of said town in the construction of sewers.

Severally referred to the committee on the Judiciary.

### *Orders.*

Collection of taxes.

On motion of Mr. Hooper of Medford, —

*Ordered*, That the joint committee on Taxation be instructed to consider and report what amendments, if any, are expedient in the provisions of law relative to the collection of taxes. Sent up for concurrence.

Attachment of personal property.

On motion of Mr. Wade of Newton, —

*Ordered*, That the committee on the Judiciary consider whether any, and, if so, what, legislation is expedient in relation to attachment upon mesne process, and the duties, liabilities, and fees of officers serving the same.

### *Papers from the Senate.*

Fines in liquor cases.

Papers were referred, in concurrence, as follows: —

Petition of Edwin Foss and 177 others, for a law giving the complainant a portion of the fines in liquor cases. To the committee on the Liquor Law.

Annual report of the Mystic River corporation. To the committee on Harbors. Mystic River Corporation.

Petition of Amaziah Mayo of Springfield, that he may be relieved from the payment for damages resulting from the falling-in of a sidewalk while building the State Normal School boarding-house at Westfield, taken from the Senate files. To the committee on Claims. A. Mayo.

*Ordered*, In concurrence, that the committee on Banks and Banking consider the expediency of exempting from taxation such portions of deposits in savings banks as may be invested in United States bonds. Savings bank deposits.

A Bill to amend section 2 of chapter 29 of the Acts of the year 1874, relating to street railways, introduced on leave in the Senate, was read, and referred in concurrence, to the committee on Street Railways. Street railways.

### *Report of a Committee.*

By Mr. Putnam of Salem, from the committee on Printing, that the order relative to printing twelve hundred copies of the General Railroad Law, with subsequent acts in addition thereto, ought to be adopted, with amendments, making the number six hundred, and providing for their distribution by the Railroad Commissioners. Read, and placed in the orders of the day for to-morrow. General railroad law.

### *Orders of the Day.*

The Bill, in addition to an Act making appropriations for the maintenance of the government during the present year, was read, and ordered to a third reading. Orders of the day.

#### Bills:

In addition to an Act entitled "An Act for the relief of the Eastern Railroad Company, and the securing of its debts and liabilities;"

Making appropriations for the maintenance of the government for the present year; and

Making appropriations for the compensation and travel of the members of the legislature, for the compensation of officers thereof, and for other purposes (amended on motion of Mr. Stone of Newburyport);

Were severally read, passed to be engrossed, and sent up for concurrence.

At 2.15 adjourned.

FRIDAY, Jan. 18, 1878.

Met according to adjournment.

Prayer was offered by Rev. Phillips Brooks of Boston.

Treasurer's  
report.

The annual report of the Treasurer and Receiver-General was received, and laid upon the table.

List of corpora-  
tions, 1872-1877.

A list of incorporated associations for library, religious, charitable, educational, and other purposes, which have received certificates of incorporation from the Secretary's department from 1872 to 1877 inclusive, was received, laid on the table, and ordered to be printed.

*Petitions Presented.*

Woman suf-  
frage.

By Mr. Brigham of Westborough, petition of L. T. Cheever and 145 others; by Mr. Richards of Lynn, petition of C. W. Biddle and 50 others; and by Mr. Doane of Orleans, petition of M. B. Huckins and 56 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Wakefield —  
armory-rent.

By Mr. Walton of Wakefield, petition of the selectmen of the town of Wakefield, for unpaid armory-rent for the years 1875 and 1876.

A. A. Dike.

By Mr. Cowdrey of Stoneham, petition of Abby A. Dike of Stoneham, for State aid.

Severally referred to the committee on Claims.

Medical officers  
for schools.

By Mr. Brackett of Boston, petition of Henry I. Bowditch and others, for a law authorizing school committees to appoint medical officers. Referred to the committee on Education.

Liquor law.

By Mr. Baker of Beverly, petition of the Woman's Christian Temperance Union, for the repeal of the present liquor license law and the enactment of a prohibitory liquor law. Referred to the committee on the Liquor Law.

Eye and Ear  
Infirmary.

By Mr. H. A. Hill of Boston, petition of the Massachusetts Charitable Eye and Ear Infirmary, for an appropriation.

Tramps.

By Mr. Studley of Rockland, petition of the selectmen of Abington, for further legislation in relation to tramps.

Severally referred to the committee on Public Charitable Institutions.

By Mr. Flood of Randolph, petition of E. Drew and others, for the annexation of that part of Stoughton known as East Stoughton, to the town of Randolph. Referred to the committee on Towns.

East Stoughton  
— Randolph.

By Mr. Jenkins of Boston, petition of the Boston and Poughkeepsie Railroad Company, for a loan of the credit of the State to aid in the construction of said railroad. Referred to the committee on Railroads.

Boston and  
Poughkeepsie  
Railroad Com-  
pany.

Severally sent up for concurrence.

By Mr. Beach of Springfield, petition of C. T. Stockwell and 650 others, for amendment or repeal of the laws relative to trustee process. Referred to the committee on the Judiciary.

Trustee process.

### *Orders.*

On motion of Mr. Wright of Holyoke, —

*Ordered*, That the committee on the Fisheries consider the expediency of amending section 3, chapter 144, of the Acts of 1874, relative to fishing in the Connecticut and Merrimack Rivers, by striking out the word “four,” and inserting in lieu thereof the word “two.”

Fishing in Con-  
necticut River.

On motion of Mr. Noyes of Boston, —

*Ordered*, That the joint standing committee on Public Lands be authorized and instructed to procure, and report for the use of the legislature, copies of all contracts between the Commonwealth and the Boston and Albany Railroad, the city of Boston, or any other parties in relation to the sale, purchase, or filling of the South Boston flats, and of all correspondence connected therewith or referring thereto.

South Boston  
flats.

On motion of the same gentleman, —

*Ordered*, That the joint standing committee on Railroads consider whether any further legislation is necessary, in amendment of chapter 372 of the Acts of 1874, to insure the payment of damages for land taken in the construction of railroads authorized under the provisions of said chapter.

Railroad land  
damages.

On motion of Mr. Carroll of Marblehead, —

*Ordered*, That the committee on Taxation consider the expediency of exempting from taxation a part of the real estate of persons over eighty years of age, who own no personal property.

Real estate of  
octogenarians.

The following order, offered by Mr. Billings of Hatfield, was referred to the committee on Printing :

Fish Commissioners' report.

*Ordered*, That five hundred copies of the annual report of the Commissioners on Inland Fisheries for the year 1877 be printed, to be distributed under the direction of said commissioners.

Severally sent up for concurrence.

Plymouth County courts.

On motion of Mr. Studley of Rockland, —

*Ordered*, That the committee on the Judiciary be instructed to consider the expediency of redistricting the county of Plymouth, with reference to abolishing one or more of the district courts in said county.

Suffolk County Probate Court.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing that the sessions of the Probate Court in the county of Suffolk shall be held every Monday in each month, except the month of August.

The following order, offered by Mr. Baker of Beverly, was rejected by a vote of fifty-seven to ninety-nine, four-fifths not having voted in the affirmative.

Representatives' chamber.

*Ordered*, That the use of the hall of the House of Representatives be granted to the joint special committee on the Liquor Law, on Wednesday A.M., Jan. 23, for a public hearing of representatives of the Woman's Christian Temperance Union.

#### *Papers from the Senate.*

Boston and Albany Railroad.

The annual report of the State Directors of the Boston and Albany Railroad was referred, in concurrence, to the committee on Railroads.

Savings bank commissioners.

The report of the committee on Printing, to whom was referred the order relative to printing a thousand additional copies of the Savings Bank Commissioners' report, came down accepted by the Senate, with an amendment that only five hundred extra copies be printed for the use of the commissioners. Read, and placed in the orders of the day for Monday.

#### *Orders of the Day.*

Orders of the day.

The report of the committee on Printing, that the order relative to printing the General Railroad Law, with acts in addition thereto, ought to pass, with amendments, was considered.

Mr. Stone of Newburyport raised the point of order, Point of order.  
that the legislature cannot authorize the printing of documents, except for its own use, unless it is done by bill or resolve.

At the request of the Chair the further consideration of the subject was postponed until Monday.

The Bill in addition to an Act making appropriations for the maintenance of the government during the present year, was read a third time, passed to be engrossed, and sent up for concurrence.

At 2.30 adjourned.

MONDAY, Jan. 21, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

The annual report of the Deputy Tax Commissioner was received, and laid upon the table. Deputy tax commissioner.

The official report of the Attorney-General for the year ending on the third Wednesday in January, 1878, was received, and laid upon the table. Attorney-General's report.

A list of the names of cities and towns indebted to the Commonwealth, the amount, description, and maturity of the indebtedness, and the rate of interest thereon, was received from the Treasurer as ordered by the House, laid on the table, and ordered to be printed. Town indebtedness to Commonwealth.

### *Petitions Presented.*

By Mr. Brown of Fitchburg, petition of the mayor of Fitchburg; by Mr. Hooper of Medford, petition of the selectmen of Medford; by Mr. Barnes of Plymouth, petition of the selectmen of Plymouth; by Mr. Baker of Beverly, petition of the selectmen of Beverly, — severally for reimbursement for money paid for armory-rent. Armory rent — Medford, Plymouth, and Beverly.

Severally referred to the committee on Claims.

By Mr. Brackett of Boston, petitions of F. W. Draper and others, of Arthur H. Nichols and others, of F. I. Knight and others, and of John G. Blake and others, severally for a law authorizing school committees to appoint medical officers. Medical officers.



Worcester  
County Free In-  
stitute.

By Mr Goulding of Worcester, memorial of the trustees of the Worcester County Free Institute of Industrial Science, for aid from the State.

Severally referred to the committee on Education.

Cavalry.

By Mr. Baker of Beverly, petition of W. A. Simmons and others, for an amendment of the militia laws so as to provide for one additional company of cavalry. Referred to the committee on Military Affairs.

Lumber.

By Mr. O'Neil of Boston, remonstrances of James F. Marston and others; by Mr. McPherson of Boston, remonstrance of Charles R. McLean and others; by Mr. Brackett of Boston, remonstrance of Messrs. Wheelock and Tuttle, and others; by Mr. Davis of Watertown, remonstrance of E. D. Leighton and 69 others, — severally against any change in the law relative to measuring lumber.

Severally referred to the committee on Mercantile Affairs.

New Bedford  
water-supply.

By Mr. Hathaway of New Bedford, petition of the mayor of New Bedford, for authority for said city to take water from certain ponds. Referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

Bristol County  
Superior Court.

By Mr. Jennings of Fall River, petition of George Marston and others, relative to holding term days of the Superior Court within the county of Bristol, on the first Tuesday of March, June, September, and December of each year.

Melrose water-  
loan.

By Mr. Ellis of Melrose, petition of the selectmen of Melrose, for an Act establishing a Water Loan Sinking-Fund commission for said town.

Medford sink-  
ing-funds.

By Mr. Hooper of Medford, petition of the selectmen of Medford, relative to the sinking-funds of said town.

Street venders.

By Mr. Byram of Boston, remonstrance of Samuel Knight and others, against authorizing the city of Boston to grant permits to venders of certain articles to occupy the public streets.

Severally referred to the committee on the Judiciary.

*Taken from the Files.*

Middlesex  
County Superior  
Court.

On motion of Mr. C. H. Hill of Boston, the Bill to change the time of holding the June term of the Superior Court for criminal business for the county of Middlesex, was taken from the files of last year, and referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Wentworth of Boston, —

*Ordered*, That the committee on Banks and Banking inquire if any, and what, legislation is necessary to further protect depositors in saving banks. Depositors in savings banks.

On motion of Mr. Carroll of Marblehead, —

*Ordered*, That the committee on Water Supply and Drainage consider the expediency of electing boards of health in all towns where there is an established Board of Health, by written or printed ballots. Boards of health.

Severally sent up for concurrence.

On motion of Mr. Read of Lowell, —

*Ordered*, That the committee on the Judiciary consider and report what legislation, if any, is necessary for the better protection of the citizens of the Commonwealth against the acts of public officers of cities and towns. City and town officers.

*Introduced on Leave.*

By Mr. Noyes of Boston, a Bill in addition to an Act to provide for the management of the Hoosac Tunnel and the Troy and Greenfield Railroad, and for other purposes. Read, and referred to the committee on Hoosac Tunnel, and Troy and Greenfield Railroad. Hoosac Tunnel, etc.

Sent up for concurrence.

*Papers from the Senate.*

The petition of Thomas Cahill, for compensation for injuries and expenses occasioned by his imprisonment on the false charge of having murdered Bridget Landregan, was referred, in concurrence, to the committee on Claims. T. Cahill.

*Ordered*, In concurrence, that the committee on Banks and Banking consider whether the interests of depositors in saving banks will be subserved by legislation in regard to withdrawals from such institutions. Withdrawal of deposits from savings banks.

*Ordered*, In concurrence, that the committee on Labor consider the expediency of amending chapter 221 of the Acts of 1874, relative to the hours of labor in manufacturing establishments. Ten-hour law.

A Bill to amend chapter 221 of the Acts of 1874, relative to hours of labor in manufacturing establishments, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Labor. Ibid.

Explosive compounds.

A Bill in relation to the publication of rules to regulate the transportation of explosive compounds, reported on a bill on leave, and passed to be engrossed by the Senate, was read, and placed in the orders of the day for to-morrow, for a second reading.

*Report of a Committee.*

W. C. Peabody.

By Mr. Partridge of Medway, from the committee on Claims, leave to withdraw, on the petition of William C. Peabody of Everett for State aid. Read, and placed in the orders of the day for to-morrow.

*Motion to Reconsider.*

Representatives' chamber.

Mr. Gargan of Boston moved a reconsideration of the vote, whereby the House, on Friday last, rejected an order, offered by Mr. Baker of Beverly, authorizing the use of the Representatives' Chamber by the committee on the Liquor Law, for a public hearing of representatives of the Woman's Christian Temperance Union. The motion prevailed. The order was then amended, on motions of Messrs. Osgood of Salem, and Bird of Walpole, and, as amended, was again rejected.

*Orders of the Day.*

Orders of the day.

Point of order.

The report of the Committee on Printing, that the order relative to printing the General Railroad Law, with Acts in addition thereto, ought to pass, with amendments, was further considered. Upon the point of order raised by Mr. Stone of Newburyport, the Chair ruled as follows: —

In chapter I., article II., of the constitution, I take it the words "bill or resolve" have a much broader scope than when used in the narrow parliamentary meaning of our rules, and are really intended to cover any law-making action on our part. It is evident, from the context, that the making of laws must be by bill or resolve passed by both branches, and signed by the Governor, or duly passed notwithstanding his objections. To say that legislation may be put into the form of an order or a resolution, and that thereby the constitutional provision which requires legislation to be submitted to the Governor may be avoided, would hardly be claimed.

It is, however, a well-settled practice, the validity of which is not at present in question, if, indeed, it be question-

able at all, that the General Court may by concurrent order, without adopting the form of a bill or a resolve, and without following the steps necessary to make such a bill or resolve a law, direct certain things to be done,—for instance, that its officers summon or arrest certain persons; that its Clerk give certain notices, that a clock be procured, or a document printed; in each case, however, for the use of the legislature in the performance of its duties,—although, even in these cases, in payment for the expenditures resulting from such orders, no money can be appropriated except by a regular appropriation bill duly passed and made a law in the manner provided by the constitution in the case of bills and resolves.

Beyond this I fail to find, in principle or in practice, that the General Court has authority to carry the effect of a mere order, at most, beyond this extent of authorizing those subject to its authority to do certain acts, or procure certain things, such acts and things to be for the immediate use of the legislature in the performance and transaction of its business.

Illustrations suggest themselves. It certainly cannot be said that one or both branches by a mere order can authorize three thousand uniforms to be made and distributed among the militia under the direction of its commanding officers; or a new building to be erected for the insane under the direction of the Board of State Charities; or five hundred text-books to be bought, and given away in the schools, by the Board of Education: if so, the function of the Governor's approval or veto of legislation is avoided, and the making of laws is a very different thing from that contemplated and defined in the constitution.

Certainly when, by a mere order, the legislature directs six hundred copies of a document to be printed, not for its own use, but for, and to be distributed abroad and outside of itself by, the Railroad Commissioners, no stretch of construction can construe this order as having in view any purpose to aid the legislature in the immediate transaction of its business. Such action should, therefore, be by bill or resolve, and, if put in the form of an order, is not in proper form.

Such orders have, however, been so common in the matter of printing, that the impropriety—which would be evident at once if it occurred in the incurring of any other expense, like that for uniforms for the militia, or buildings for the insane—does not seem hitherto to have been objected to. The manner in which this practice has arisen,

is, evidently, that, in ordering the printing of documents liberally for its own use, the legislature has gradually extended that liberality into printing them for others than itself, for other uses than those of its immediate business, for the convenience of the various commissioners who make reports and desire copies of them, and also for the general enlightenment of the public. But, whether this liberality be a wise measure or not, it is certainly something else than serving the limited needs of the legislature in doing its immediate work ; and, when it passes beyond that limit, it must, like any other law or provision for the public welfare, take the form provided by the constitution for such legislation.

To be sure, in article IV. of chapter I., the constitution gives the General Court power to make "all manner of wholesome and reasonable orders ;" but the word "orders" is evidently not there used in the narrow, parliamentary sense which applies to it in the case now under consideration. Besides, occurring in connection with the following words, "laws, statutes and ordinances, directions and instructions," it refers, I presume, either to that legislation which the constitution elsewhere so clearly provides shall be in the usual manner of a bill or resolve passing both branches, and then submitted to the Governor ; or else to the authorization of those acts and things which are necessary to the transaction of the immediate work of the body authorizing them, and which, by long usage, and, I presume, properly, and perhaps by inherent right and necessity of its own existence, it may authorize by its own motion in the form of its own vote or order, free from the intervention or consent of any other branch or department of the government: though, as I said before, even in this latter case, the expense so incurred can only be paid, or the Commonwealth pecuniarily charged therefor, by an appropriation bill passed and made a law in the way provided in the constitution.

It is true, also, that, under article X. of the same chapter of the constitution, the House has a right to settle its own "rules and orders of proceeding." But this general authority certainly does not override the earlier special provision, that the action of the legislature shall be laid before the Governor before it can become a law. And if it is claimed, that, under this article, the House may, if it please, make a rule that all its proceedings shall be in the form of an order, and never in the form of a bill or resolve, such a rule could only result in this, that its orders would

then be construed as included in the broad term "bill or resolve;" for it will hardly be claimed, that, in any way, the Governor's function can be avoided. But, in fact, we have no such rule. If we had, it might, perhaps, make the question at issue more difficult; but, having none such, it seems clear to the Chair that the whole meaning, spirit, force, and implied where not express requirement of our rules, is, that the term "order" covers suggestions of inquiry, instructions to our committees and officers, commands for the doing of acts and the procuring of things necessary in the discharge of our immediate work; and that whatever is not of this sort, but is in the nature of legislation and is on its way to become law, must be in the form of a bill or resolve, for the consideration and careful elaboration of which we have rule after rule; such as, that it shall be read three times, not amended after engrossment, not introduced except in guarded ways, referred to the committee on Finance if involving the expenditure of public money, and to the committees on Third Reading and Engrossment for further scrutiny. And when it is brought to the attention of the Chair that what should be in the form of a bill or resolve, protected by so many safeguards, has been put into the form of an order, protected by few or none, even if there has hitherto, and without objection, been a practice to that effect, it is certainly the duty of the Chair to see that the proper form is insisted on, and that the evident intent of our rules is effectuated.

The Chair would suggest, in view of the importance of the point raised, and in order that it may be definitely settled, the propriety of some joint rule as follows:—

*No action involving the expenditure of public money for any other purpose than the use of the legislature shall be had, except by bill or resolve regularly proposed or introduced.*

In the matter in question, the Chair sustains the point of order raised by the member from Newburyport.

On motion of Mr. Stone of Newburyport, the ruling of the Chair, with the order suggested, was referred to the committee on Rules and Orders.

On motion of Mr. Pillsbury of Boston, the report of the committee, with the order, was referred to the committee on Railroads, the committee on Printing being discharged, from further consideration of the subject. Sent up for concurrence.

Report of the committee on Printing, that the order

relative to printing extra copies of the report of the Savings Bank Commissioners ought to be adopted in a new form, was considered.

The Chair ruled that this order, like the foregoing, was improperly before the House, and must be laid aside.

On motion of Mr. Osgood of Salem, the committee on Printing was discharged from further consideration of the subject, and the report and accompanying order were referred to the committee on Banks and Banking.

Sent up for concurrence.

Adjourned.

TUESDAY, Jan. 22, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Cooke of Boston.

*Message from the Governor.*

A message was received from the Governor, transmitting:

Inland fisheries.

The Twelfth Annual Report of the commissioners on Inland Fisheries, for the year ending Jan. 1, 1878; also

State Detective Force.

The Report of the chief of State Detective Force of the Commonwealth of Massachusetts, for the year ending Dec. 31, 1877.

The former was referred to the committee on the Fisheries; and the latter, to the joint special committee on State Detective Force.

Severally sent up for concurrence.

*Petitions Presented.*

Woman suffrage.

By Mr. Haskell of Gloucester, petition of J. H. Riggs and 108 others; by Mr. Shortle of Provincetown, petition of Anna J. Hutchinson and 206 others,—severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Newburyport armory-rent.

By Mr. Haskell of Gloucester, petition of the mayor and aldermen of Gloucester for re-imbursement for money paid by said city for rent of armory. Referred to the committee on Claims.



By Mr. Warren of Boston, remonstrance of Thomas Keyes and others; by Mr. Kelley of Cambridge, remonstrance of William L. Lockhart and others,—severally against a change in the law relative to the measuring of lumber. Lumber.

Severally referred to the committee on Mercantile Affairs.

By Mr. Noyes of Boston, remonstrance of A. S. Hayward and 387 others, against the regulation of practice of medicine by statute. Referred to the committee on Water Supply and Drainage. Practice of medicine.

Severally sent up for concurrence.

### *Order.*

On motion of Mr. McGibbons of Lynn,—

*Ordered*, That the committee on Labor consider and report whether any legislation is expedient to prevent the labor of prison-convicts from coming in competition with that of the honest laborers of the State. Convict-labor.

Sent up for concurrence.

### *Introduced on Leave.*

By Mr. Dunham of Pittsfield, a Bill to amend an “Act concerning dogs, and for the protection of sheep and other domestic animals.” Read, and referred to the committee on Agriculture. Dogs, sheep, and other domestic animals.

By Mr. Coffin of Fall River, a Bill for the better protection of women and children employed in manufacturing establishments. Read, and referred to the committee on Labor. Women and children in factories.

Severally sent up for concurrence.

By Mr. Read of Lowell, a Bill amending section 48, chapter 161, of the General Statutes, relating to the unlawful taking of animals. Unlawful taking of animals.

By Mr. C. H. Hill of Boston, a Bill in relation to bets, wagers, and pools. Bets, wagers, and pools.

Severally read, and referred to the committee on the Judiciary.

### *Papers from the Senate.*

The petition of Maria J. Knight, for State aid, was referred, in concurrence, to the committee on Claims. M. J. Knight.



Locomotives on  
bridges.

*Ordered*, In concurrence, that the committee on Railroads inquire into the expediency of prohibiting, by law, the running of two locomotives in close connection with each other over bridges of steam railroads within this Commonwealth.

Lime and lime-  
casks.

*Ordered*, In concurrence, that the committee on Mercantile Affairs consider the expediency of amending sections 118 to 125 inclusive, chapter 49, of the General Statutes, regulating the inspection and sale of lime and lime-casks.

Cape Cod Ship  
Canal.

The report of the committee on Harbors of 1877, in relation to the Cape Cod Ship Canal, was read, and referred in concurrence to the committee on Harbors.

Securities in  
treasury.

The report of the joint committee on Expenditures, on the condition of the securities in the hands of the Treasurer and Receiver-General, was read and accepted, in concurrence, under suspension of the rule.

Mystic-river  
Corporation.

A Bill in further addition to an "Act relating to the Mystic-river Corporation," reported on a petition, passed to be engrossed by the Senate, was read, and placed in the orders of the day for to-morrow for a second reading.

#### *Taken from the Table.*

Town indebted-  
ness to Com-  
monwealth.

On motion of Mr. Stone of Newburyport, the statement containing the names of cities and towns indebted to the Commonwealth, the amount, description, and maturity of the indebtedness, and the rate of interest thereon, was taken from the table, and referred to the joint committee on Expenditures.

Attorney-Gen-  
eral's report.

Sent up for concurrence.

On motion of Mr. Osgood of Salem, the annual report of the Attorney-General was taken from the table, and referred to the committee on the Judiciary.

#### *Orders of the Day.*

Orders of the  
day.

The report of the committee on Claims, leave to withdraw, on the petition of William C. Peabody, for State aid, was accepted, and sent up for concurrence.

The Bill in relation to the publication of rules to regulate the transportation of explosive compounds was read, and ordered to a third reading.

At 2.21 adjourned.

WEDNESDAY, Jan. 23, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Stuart of Hyde Park, petition of Mrs. J. B. Richardson and 99 others; by Mr. Potter of Palmer, petition of Rev. N. H. Martin and 43 others, citizens of Ludlow; by Mr. Jones of Lynn, petition of Rev. Q. H. Shinn and 273 others; by Mr. Hooper of Medford, petition of John T. White and 45 others; by Mr. Pillsbury of Boston, petition of Robert F. Wallcutt and 41 others; by Mr. Lovell of Barnstable, petition of Sarah E. S. Robbins and 63 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Ames of Spencer, petition of Eliza C. Capen, for State aid.

E. C. Capen.

By Mr. Wales of Attleborough, petition of Mary A. Griffin, for State aid.

M. A. Griffin.

By Mr. Paige of Cambridge, petition of Polly Crowd and Sally Burr, Punkapog Indians, that an annuity heretofore granted to them by the Commonwealth be renewed and continued.

Polly Crowd — Sally Burr.

Severally referred to the committee on Claims.

By Mr. Stone of Newburyport, petition of Sumner, Swasey, and Currier, and others, for a modification of the fishing-laws. Referred to the committee on the Fisheries.

Fishery laws.

By Mr. Ingalls of Adams, remonstrance of John Dailey and 476 others, against any change in the laws regulating the hours of labor. Referred to the committee on Labor.

Ten-hour law.

By Mr. Jenkins of Boston, remonstrance of J. S. Bachelder and others, against amending the law in relation to the measurement of lumber. Referred to the committee on Mercantile Affairs.

Lumber.

By Mr. Bent of Wayland, petition of the town of Wayland for an Act to supply said town with pure water. Referred to the committee on Water Supply and Drainage.

Wayland — water-supply.

Severally sent up for concurrence.

By Mr. Leighton of Boston, remonstrances of S. Winslow and Company and 30 others, and of William G. Harris and 135 others; by Mr. Locke of Boston, remonstrance

Street-venders.

of Increase E. Noyes and others; by Mr. Wadsworth of Boston, remonstrance of John Brown and 54 others; by Mr. Wentworth of Boston, remonstrance of Miller Brothers and Company, and 39 others, — severally against authorizing the city of Boston to grant permits to venders of certain articles to occupy the public streets.

Trustee process.

By Mr. Macomber of Fall River, petition of George H. Eddy and others of Fall River, for a repeal or modification of the laws relating to trustee process.

Severally referred to the committee on the Judiciary.

### Orders.

On motion of Mr. Cook of Milford, —

The legislature  
— Length of ses-  
sion, and pay of  
members.

*Ordered*, That the joint special committee on Constitutional Amendments consider the expediency of such legislation as may be requisite, looking to a constitutional amendment, under the provisions of which the annual sessions of the state legislature shall be limited to one hundred days, the pay of the members to be five dollars *per diem*; and that, in case of a special session, a similar rate of compensation shall apply.

Also incorporating into said proposed constitutional amendment a provision, that if the legislature, in any year, remains in session for a longer term than one hundred days, the members shall do so at their own expense.

On motion of Mr. Partridge of Medway, —

Apothecaries.

*Ordered*, That the committee on the Liquor Law consider the expediency of so amending chapter 99 of the Acts of 1875, as to provide that apothecaries may be licensed to sell intoxicating or spirituous liquors for mechanical and medicinal purposes only.

On motion of Mr. Prescott of Boston, —

Street-railways  
in Boston.

*Ordered*, That the committee on Street Railways consider the expediency of requiring the several street railroads located, in whole or in part, in the city of Boston, to accept any ticket good for a six-cent fare entitling any person to a passage on any street-car within the limits of said city, as full payment for a passage upon any one of the several roads within said limits; and that such railways shall redeem their own tickets at the rate of five cents each in cash, when duly presented by the authorized agent of any such railroad, the same having been taken in payment of fares.

On motion of Mr. C. H. Hill of Boston, —

*Ordered*, That the joint special committee on Taxation consider and report under what statutes, and for what reason, the building called Tremont Temple in Boston is exempted from taxation, and also on the expediency of its continuing so exempt. Tremont Temple.

Severally sent up for concurrence.

On motion of Mr Stone of Newburyport, —

*Ordered*, That the committee on Probate and Chancery consider and report whether any legislation be expedient in regard to the answers of trustees in the inferior courts. Answers of trustees.

On motion of Mr. Jennings of Fall River, —

*Ordered*, That the committee on the Judiciary consider the expediency of changing the term-days on which the Superior Court is held, within and for the county of Nantucket. Nantucket County.

#### *Resolution.*

The following resolution, offered by Mr. Cook of Milford, was referred to the committee on Federal Relations, and sent up for concurrence : Thanks to Senators Dawes and Hoar.

*Resolved*, That the thanks of the legislature of Massachusetts, representing the people of the Commonwealth, are due Hon. George F. Hoar and Hon. Henry L. Dawes, her senators in Congress, for their able and eloquent defence of the good name of their State, in reply to the unjust and uncalled-for attacks of James G. Blaine, United States senator from Maine, on the floor of the senate-chamber at Washington, on Tuesday, the 22d inst.

#### *Introduced on Leave.*

By Mr. Phillips of Marblehead, a Bill to further amend chapter 110 of the Acts of the year 1874, relative to the preservation of lobsters. Read, and referred to the committee on the Fisheries. Lobsters.

By Mr. Hastings of Worcester, a Bill exempting money loaned upon mortgage from taxation in certain cases, and relating to the taxation of savings banks and co-operative saving-fund and loan associations. Read, and referred to the committee on Taxation. Taxation of mortgages and savings institutions.

Severally sent up for concurrence.

#### *Motion.*

On motion of Mr. Noyes of Boston, it was ordered that the Bill (on leave) relating to the school committee of the city of Boston be printed for the use of the House. Boston school committee.

*Papers from the Senate.*

Lee — water-  
company.

The petition of William Taylor and others of the town of Lee, praying for a charter to incorporate a water company, was referred, in concurrence, to the committee on Water Supply and Drainage.

Capital stock of  
railroads.

*Ordered*, In concurrence, that the committee on Railroads consider the expediency of repealing or amending section 46 of chapter 372 of the laws of 1874, relating to the increase of the capital stock of railroads, and the manner of disposing of new stock.

Dog-law.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of amending chapter 180 of the Acts of 1867, so as to secure the more thorough enforcement of the dog-law.

The following order was, at the request of Mr Noyes of Boston, laid over until to-morrow :

Mayo and  
Baker.

*Ordered*, That the committee on Claims be allowed to employ a stenographer in the case of Amaziah Mayo, for claims against the Commonwealth for building the Reformatory Prison for Women at Sherborn.

Board of  
Health.

Papers were referred, in concurrence, as follows :  
So much of the Ninth Annual Report of the State Board of Health as relates to drainage and health, sewerage, and the pollution of streams. To the committee on Water Supply and Drainage.

Prison commis-  
sioners.

Seventh Annual Report of the Commissioners of Prisons. To the committee on Prisons.

Public charities.

Report of the commission appointed to inquire into the expediency of revising the system of administration of the public charities of the Commonwealth ; and the

Board of State  
Charities.

Fourteenth Annual Report of the Board of State Charities of Massachusetts ;

Severally to the committee on Public Charitable Institutions.

*Reports of Committees.*

Gold payments  
on Massachu-  
setts State secu-  
rities.

By Mr. H. A. Hill of Boston, from the committee on Finance, on an order, a Bill to provide for the payment in gold coin of the interest and principal of Massachusetts scrip or bonds.

Middlesex  
County Super-  
ior Court.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on a bill taken from the files of last year, a Bill to change the time of holding the June term of the

Superior Court for criminal business for the county of Middlesex.

Severally read, and ordered to a second reading.

*Orders of the Day.*

The Bill in further addition to an Act relating to the Mystic-river Corporation was read, and ordered to a third reading. Orders of the day.

The Bill in relation to the publication of rules to regulate the transportation of explosive compounds was read a third time, and passed to be engrossed, in concurrence.

At 2.34 adjourned.

THURSDAY, Jan. 24, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Hawkes of Lynn, petition of John G. B. Adams and 155 others, for woman suffrage. Referred to the committee on Woman Suffrage. Woman suffrage.

By Mr. Wentworth of Boston, petition of Adelaide E. Palmer of Boston, for State aid. Referred to the committee on Claims. A. E. Palmer.

By Mr. Andrews of Danvers, petition of John M. Kenney of Wareham, and others, for further legislation to protect the oyster fisheries. Oyster fisheries.

By Mr. Morton of Fairhaven, petition of T. Kirby and others, for an act to regulate the taking of eels in Acushnet River and its tributaries. Acushnet River.

Severally referred to the committee on the Fisheries.

By Mr. Ingalls of Adams, remonstrance of Lemuel Rich and others, against any change in the law regulating the hours of labor. Referred to the committee on Labor. Ten-hour law.

Severally sent up for concurrence.

By Mr. Blanchard of Boston, remonstrance of J. P. Plummer and 89 others; by Mr. Moseley of Boston, remonstrance of J. C. Tyler and Company and 107 others; by Mr. C. H. Hill of Boston, remonstrances of Charles U. Cotting and others, and of Joseph T. Brown and others; Street-venders.

by Mr. Bolles of Boston, remonstrance of Charles E. Temple and others,—severally against authorizing the city of Boston to grant permits to venders of certain articles to occupy the public streets.

Divided shires.

By Mr. Bartlett of Peabody, petition of Isaac B. Elliott and 62 others; and by Mr. Emery of Lawrence, petition of the mayor of Lawrence,—severally for a law providing, that, in counties where the shire is divided, plaintiffs to suits may designate the court locality where the case shall be tried.

Worcester-  
county court-  
house.

By Mr. Goulding of Worcester, petition of the county commissioners of Worcester County, for authority to borrow money for the purpose of erecting an addition to the court-house at Worcester.

Severally referred to the committee on the Judiciary.

#### *Orders.*

On motion of Mr. Daly of Boston,—

Cape Cod Ship  
Canal.

*Ordered*, That the committee on Harbors consider whether or not it is expedient to construct the Cape Cod Ship Canal under the supervision and control of the Commonwealth.

Sent up for concurrence.

On motion of Mr. Noyes of Boston,—

Reports of  
committees.

*Ordered*, That the committee on Rules and Orders consider the expediency of providing, by a joint rule or otherwise, that no committee of the legislature shall retain any subject-matter pending before it, without reporting thereon, for a period exceeding ten legislative days, without the concurrent consent of the two branches.

On motion of Mr. Daly of Boston,—

Notaries-public.

*Ordered*, That the committee on the Judiciary inquire whether or not any legislation is necessary to enable a notary-public to take depositions within this Commonwealth.

On motion of Mr. Goulding of Worcester,—

Betterments.

*Ordered*, That the committee on the Judiciary inquire into the expediency of repealing or altering chapter 382 of the Acts of the year 1871, entitled “an Act in relation to betterments.”

#### *Introduced on Leave.*

Paupers.

By Mr. Hildreth of Lunenburg, a Bill to provide for the support of paupers. Read, referred to the committee on Public Charitable Institutions, and sent up for concurrence.



*Resolution.*

The following resolution, offered by Mr. Wood of Hudson, was read, referred to the committee on Federal Relations, and sent up for concurrence: Sectional animosity.

*Resolved*, That the legislature of Massachusetts is opposed to the revival of any state or sectional animosity, as being opposed to the best interests of the people.

*Papers from the Senate.*

A Resolve providing for an amendment to the Constitution to permit the division of towns into election districts, agreed to by the Senate, was read, and ordered to a second reading. Election districts.

The order authorizing the committee on Claims to employ a stenographer, laid over yesterday, was adopted in concurrence. Mayo and Baker.

*Reports of Committees.*

By Mr. Hawkes of Lynn, from the committee on Elections, leave to withdraw, on petition of Dennis O'Connor, for a recount of votes for representative in the Eighth Suffolk District. Eighth Suffolk District.

By Mr. H. A. Hill of Boston, from the committee on Taxation, inexpedient to legislate, on an order relating to rates of interest charged to delinquent tax-payers. Delinquent tax-payers.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Wade of Newton, from the committee on the Judiciary, on petitions of said towns, a Bill relating to the water-loan sinking-funds in the towns of Malden, Medford, and Melrose. Malden, Medford, and Melrose.

By Mr. Warren of Boston, from the committee on Water Supply and Drainage, on a communication from the Board of Health, a Bill concerning the sewage of the State Prison in the town of Concord. Sewage of the new State Prison.

Severally read, and ordered to a second reading.

*Orders of the Day.*

The Bill to change the time of holding the June term of the Superior Court for criminal business for the county of Middlesex was read, and ordered to a third reading. Orders of the day.

The Bill in further addition to an Act relating to the Mystic-river Corporation was read a third time, and passed to be engrossed, in concurrence.



The Bill to provide for the payment in gold coin of the interest and principal of Massachusetts scrip or bonds was read a second time, and considered. Amendments were moved by Messrs. Baker of Beverly and Andrews of Danvers, pending which the bill was laid on the table, on motion of the last-named gentleman, by a vote of 105 to 100.

Subsequently, the orders of the day having been disposed of, the bill was taken from the table, on motion of Mr. Prescott of Boston, and, after debate, was re-committed to the committee on Finance, on motion of Mr. Bird of Walpole, by a vote of 98 to 96.

At 3 o'clock adjourned.

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FRIDAY, Jan. 25, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman suf-  
frage.

By Mr. Packard of Brockton, petition of S. L. Beal and 321 others, for woman suffrage. Referred to the committee on Woman Suffrage.

Bridget  
Murphy.

By Mr. Pike of Merrimac, petition of Bridget Murphy, for State aid; also of Alexander Smart and others, in aid of the same.

Severally referred to the committee on Claims.

Severally sent up for concurrence.

Nineteenth  
Essex District.

By Mr. Bird of Walpole, petition of D. Smith Kimball, for a recount of the votes for representatives in the Nineteenth Essex District. Referred to the committee on Elections.

Street-venders.

By Mr. C. H. Hill of Boston, remonstrances of Shreve, Crump, and Low and others, and of Scripture and Parker and others; by Mr. Newton of Boston, remonstrances of Edward Perkins and others, and A. H. Colman and Company and others; by Mr. Byram of Boston, remonstrance of Colburn and Carr and others, — severally against authorizing the city of Boston to grant permits to venders of certain articles to occupy the public streets.

By Mr. Partridge of Medway, petition of the First Baptist Society of Bellingham, for an act to legalize a title to a certain parcel of land.

First Baptist society — Bellingham.

By Mr. Cushing of Cambridge, petition of the justice of the Police Court of Cambridge for an increase of salary.

Justice of Police Court of Cambridge.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Wood of Hudson, —

*Ordered*, That the committee on Education inquire into the advisability of the State employing two or more suitable persons to visit the high and grammar schools periodically, for the purpose of giving instruction upon the subjects of temperance and health.

Temperance and health.

Sent up for concurrence.

On motion of Mr. Brackett of Boston, —

*Ordered*, that the committee on the Judiciary consider the expediency of legislation to provide greater safeguards against accidents caused by the explosion of boilers upon steamboats used for the conveyance of passengers on the waters within the Commonwealth.

Boiler explosions.

### *Taken from the Table.*

On motion of Mr. Stone of Newburyport, the Annual Report of the Treasurer and Receiver-General, for the year ending Dec. 31, 1877, was taken from the table, and referred to the committee on Finance.

Treasurer's report.

### *Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Labor consider the expediency of further legislation relating to fire-escapes on public buildings and manufacturing establishments, and inquire and report whether or not the best, safest, and most economical system of fire-escapes has been adopted, in compliance with the provisions of chapter 214 of the Acts of the year 1877.

Fire-escapes.

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of further legislation, preparatory to the removal of the prisoners from the State Prison at Charlestown to the new prison at Concord.

Removal of prisoners.

*Ordered*, In concurrence, that the committee on Railroads consider whether any legislation is necessary to enable the state directors of the Boston and Albany Railroad

Boston and Albany Railroad.

Company to obtain more detailed information in regard to the financial concerns of that company.

Shad.

Resolutions concerning the exhaustion of the shad fisheries in the Connecticut River, reported on that part of the Governor's address which relates to Inland Fisheries, and passed by the Senate, were read, and placed in the orders of the day for Monday. (See Senate Doc. No. 16.)

Lancaster Savings Bank.

The report of the committee on Banks and Banking, that no legislation is necessary on the Annual Report of the Receivers of the Lancaster Savings Bank, accepted by the Senate, was read, and placed in the orders of the day for Monday.

Thanks to Senators Dawes and Hoar.

The Resolution of thanks to Senators Dawes and Hoar, for their defence of the good name of Massachusetts against the attacks of Senator James G. Blaine, came down, with the indorsement that the Senate non-concurred in the reference to the committee on Federal Relations.

Mr. Knowlton of Springfield moved that the House recede from its reference, which was adopted; and, on further motion of the same gentleman, the resolution was indefinitely postponed.

### *Reports of Committees.*

General rail-road laws.

By Mr. Hawkes of Lynn, from the committee on Railroads, on the report of the committee on Printing, relative to printing the General Railroad Laws, a Resolve relative to printing the General Railroad Laws. Read, and referred, under the rule, to the committee on Finance.

Henry E. Taintor.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, on a petition, a Bill to confirm certain acts done by Henry E. Taintor of Hartford, in the State of Connecticut, as commissioner for Massachusetts.

Connecticut-river Bridge.

By Mr. C. H. Hill of Boston, from the same committee, on a petition, a Bill in addition to an act to establish a free bridge across the Connecticut River, between Springfield and West Springfield.

Severally read, and ordered to a second reading.

Boston and Albany Railroad — Boston — and the Commonwealth.

Mr. Wade of Newton, from the committee on Public Lands, in compliance with an order, submitted copies of contracts between the Commonwealth, and the Boston and Albany Railroad Company, and the city of Boston, and correspondence relating to the same. Read, laid on the table, and ordered to be printed.

*A Ruling by the Chair.*

On motion of Mr. Read of Lowell, the following ruling, Question of order.  
read by the Chair, was ordered to be printed :

Mr. Read of Lowell has brought to the notice of the Chair a doubt felt by him, but not stated at the time, as to the action of the Chair yesterday, under the following circumstances : —

Mr. Prescott of Boston moved to take from the table a bill. On the *viva-voce* vote the Chair declared it in the negative. At substantially the same time Mr. Prescott and Mr. Read rose, each in his seat, — the former doubting the vote, with no verbal recognition from the Chair; the latter saying, “Mr. Speaker;” the Chair replying, “Mr. Read of Lowell;” and he then moving that the House adjourn.

In this juncture, the Chair said the action of the House must be on the doubt of Mr. Prescott. Mr. Read now suggests, that, having been recognized by the Chair, his motion was the matter before the House, and should have been put.

By our rules, “a motion to adjourn shall be always first in order;” but this means, of course, when it is in order at all, which is not always the case. For instance, during the taking of a vote, during a count or a roll-call, during the remarks of a member who does not yield the floor, such a motion is not in order, and, if injected, cannot be put. Nor would the Chair’s recognition of a member so injecting the motion, alone entitle him to make it. On the contrary, it is always the practice of the Chair, in courtesy, when a member addresses it, even if in the midst of remarks by another member, to recognize the interruption so far as to be informed, at least, what the purpose of the interruption is, for it may be justifiable. If not justifiable, then the Chair cannot act upon it.

This being the case, the next question is this: Do a *viva-voce* vote, a doubt, and thereupon a count, all duly made, constitute one entire act; so that, till it is completed, even a motion to adjourn cannot be injected into it, any more than into the remarks of a member holding the floor?

I think that such is the case; and any other ruling is full of danger.

In nothing is such exactness indispensable as in a correct return of votes. It is a vital thing. So jealously is this guarded, that the Speaker’s return of a *viva-voce* vote

must yield to the doubt of a single member, the only requisite being that he shall rise in his place for the purpose of suggesting the doubt. The rule does not even require him to put his doubt in any formal way, though probably in words. The maintenance of this right is all the more important, when it is remembered that such are the variations of voices, that no ear can distinguish a difference of four or five, or ten or twenty, in a vote of two hundred; that the doubt is greatest when the vote is closest; and that the temptation on either side to prevent a verification against itself in the declaration of a *viva-voce* vote will always be greatest when the vote is so close that the Speaker's ear is least trustworthy.

If, then, a rule be established by which a quick securing of the floor, and fixing the eye of the Speaker, should be allowed to prevent a true count when most needed, and when simultaneously another member, complying with the rule, rises to express his doubt, it would put the assembly, in the expression of its convictions, at the mercy of chance, instead of certainty.

It is no answer to say, that, if an adjournment is permitted, in such a case the count might, perhaps, proceed on re-assembling; for, even if this were rulable at all, still, on re-assembling, exactly the same members are never present; and the doubt could never be solved.

Of course, the member who doubts a vote must do so within a reasonable time. If he neglects to doubt it till after some other member, clearly and completely securing the floor to himself, has proceeded to a new stage in business by moving an adjournment, or making any other legitimate motion, the doubter is then too late.

A doubt is not a motion, nor debate, nor any thing, except an integral part of the unity of a vote, and a part the most vital to fairness and accuracy.

Had the House yesterday adjourned on the motion of the member from Lowell, it would have done so in ignorance and uncertainty as to whether the motion to lay on the table prevailed or not; nor could this ever have been known, for to-day we are not the same members. And how untrustworthy, in the close *viva-voce* vote that was taken, the Speaker's ear was, is now apparent by the count, which afterwards showed, that, while his declaration was one way, the count was the other. Nor could the doubting member have enjoyed the privilege which our rule distinctly gives him, and which is so salutary a safeguard. Unless, therefore, you determine otherwise, when next the

question arises, that when declaration is made on a *viva-voce* vote, and thereupon two members rise at substantially the same time, each in his place, the intention of neither of whom is at first known to the Chair, and one of them, being recognized by the Chair, moves to adjourn, and the other, without formal recognition, yet conveys his doubt of the vote substantially at the same time, I shall deem it my duty to prefer the verification of the vote to the question of adjournment; for then I shall aid in making true what otherwise might be incorrect.

The courtesy of the member from Lowell, in suggesting his doubt of my ruling, gives me an opportunity to make a decision for future occasions, which I have taken the liberty to improve. (See House Doc. No. 18.)

### *Orders of the Day.*

The report of committee on Elections, leave to withdraw on petition of Dennis O'Connor, for a recount of votes for representative in the Eighth Suffolk District, was accepted. Orders of the day.

#### Bills:

Relating to the water-loan sinking-funds in the towns of Malden, Medford, and Melrose; and

Concerning the sewage of the State Prison in the town of Concord;

Were severally read, and ordered to a third reading.

The Bill to change the time of holding the June term of the Superior Court for criminal business for the county of Middlesex, was read a third time, passed to be engrossed, and sent up for concurrence.

The report of the committee on Taxation, inexpedient to legislate on an order relating to rates of interest charged to delinquent tax-payers, was considered.

Mr. Chapin of Boston moved to amend, by substituting a "Bill to amend section 1 of chapter 225 of the Acts of the year 1873, relative to interest on unpaid taxes," pending which, on motion of Mr. Hyde of Boston, further consideration of the report was postponed until Monday.

The Resolve providing for an amendment to the Constitution, to permit the division of towns into election districts, was read; and, on motion of Mr. C. H. Hill of Boston, its further consideration was postponed until Tuesday.

At 3.22 adjourned.

MONDAY, Jan. 28, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

M. A. Derby. By Mr. Humphrey of Dover, petition of Mary A. Derby, for State aid.

C. P. Brooks. By Mr. Norton of Boston, petition of Charles P. Brooks, for compensation for work done and materials furnished in repairing the State House.

Severally referred to the committee on Claims.

Hull beaches. By Mr. Hyde of Boston, petition of Jordan, Marsh, and Company, for legislation to prevent the taking of sand, gravel, or other substances from beaches in the town of Hull. Referred to the committee on Harbors.

Liquor law. By Mr. Reed of Westford, petition of Mary N. Shumway and 40 others of Groton, for the re-enactment of the prohibitory law. Referred to the committee on the Liquor Law.

Maple Grove Cemetery. By Mr. Kelly of Chicopee, petition of Silas Mosman and others, for an act of incorporation as proprietors of Maple Grove Cemetery. Referred to the committee on Mercantile Affairs.

Ministerial fund, North Parish in Haverhill. By Mr. Noyes of Boston, petition of Gyles Merrill and others, for legislation relative to the proper management of the ministerial fund of the North Parish in Haverhill.

Third Congregational Church in Chelsea. By Mr. Hutchinson of Chelsea, petition of Jacob Pratt and others, members of the Third Congregational Church in Chelsea, for an act of incorporation.

Severally referred to the committee on Parishes and Religious Societies.

Severally sent up for concurrence.

Street-venders. By Mr. Noyes of Boston, remonstrance of John F. Allen and others; by Mr. Stackpole of Boston, remonstrances of Silas Fairchild and 47 others, and of J. M. Hughes and others; by Mr. Moseley of Boston, remonstrance of Chapin, Gurney, and Company, and others, — severally against authorizing the city of Boston to grant permits to venders of certain articles to occupy the public streets.

Severally referred to the committee on the Judiciary.

George White. By Mr. Bird of Walpole, petition of George White, judge of probate for the county of Norfolk, for compensa-



tion for performing the duties of judge of probate of the county of Suffolk during the vacancy caused by the death of Judge Ames. Referred to the committee on Probate and Chancery.

*Orders.*

On motion of Mr. Noyes of Boston, —

*Ordered*, That the committee on Harbors consider the expediency of applying to Congress for aid in the construction of a ship canal across Cape Cod.

Cape Cod Ship Canal.

On motion of the same gentleman, —

*Ordered*, That the committee on Prisons inquire and report what, if any, contracts for the labor of convicts have been made by the officers of the House of Correction at East Cambridge, in the county of Middlesex, with whom, and on what terms; and also whether any branch of manufacture is there carried on on behalf and at the expense of the county, and, if so, what, and whether at a loss or profit, or otherwise.

East Cambridge House of Correction.

On motion of Mr. Wales of Attleborough, —

*Ordered*, That the committee on Taxation consider the expediency of reporting a Bill for the repeal of all laws authorizing a discount for the prompt payment of taxes.

Discount for taxes.

Severally sent up for concurrence.

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the committee on Rules and Orders consider and report on the expediency of amending the 20th joint Rule so as to provide that the limits of time for the introduction of the two classes of legislation therein referred to, shall be the eighth and the fifteenth days of February respectively.

Twentieth joint rule.

*Papers from the Senate.*

A memorial of the Woman's Christian Temperance Union, in favor of the repeal of the license law and the enactment of a prohibitory law, was referred, in concurrence, to the committee on the Liquor Law.

Liquor law.

A Bill to regulate the practice of medicine and surgery in the State of Massachusetts, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Water Supply and Drainage.

Medicine and surgery.

The Resolution concerning the revival of state or sectional animosity came down, with the indorsement that the

Sectional animosity.



Senate non-concurred in the reference to the committee on Federal Relations. Mr. Thomas of Brookline moved that the House recede from the reference, which was adopted; and, on further motion of the same gentleman, the resolution was indefinitely postponed.

*Bills Enacted.*

Engrossed bills :

Bills enacted.

In relation to the publication of rules to regulate the transportation of explosive compounds (which originated in the Senate); and

In addition to an act entitled "An Act for the relief of the Eastern Railroad Company, and the securing of its debts and liabilities" (which originated in the House of Representatives);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Pocket-books.

By Mr. Putnam of Salem, from the committee on Printing, inexpedient to legislate on an order relative to printing a list of committees in suitable memorandum form.

Twenty-third joint rule.

By Mr. Osgood of Salem, from the committee on Rules and Orders, on the ruling of the Chair relative to printing documents for other purposes than for the use of the legislature, that the following order should be adopted, —

*Ordered*, That joint Rule 23 be amended by adding, after the word "legislature" in the fifteenth line, the words "and no printing for any other purpose than the use of the legislature, or either branch thereof, shall be authorized, except by bill or resolve."

Severally read, and placed in the orders of the day for to-morrow.

Hanover and South Scituate.

By Mr. Studley of Rockland, from the committee on Towns, on a bill taken from the files, a Bill to change a part of the boundary-line between the towns of Hanover and South Scituate.

Accidents on railroads.

By Mr. Osgood of Salem, from the committee on Railroads, on an order, a Bill in relation to notice of accidents on railroads attended with loss of life to any person.

Severally read, and ordered to a second reading.

*Orders of the Day.*

Orders of the day.

The report of the committee on Banks and Banking, no legislation necessary on the report of the receivers of the Lancaster Savings Bank, was accepted in concurrence.

The report of the committee on Taxation, inexpedient to legislate on an order relating to rates of interest charged to delinquent tax-payers, was considered. The House refused to amend the report by substituting the bill moved by Mr. Chapin of Boston, by a vote of 77 to 98; and the report was accepted, and sent up for concurrence.

The Resolutions concerning the exhaustion of the shad fisheries in the Connecticut River were passed in concurrence.

**Bills :**

To confirm certain acts done by Henry E. Taintor of Hartford, in the State of Connecticut, as commissioner for Massachusetts; and

In addition to an act to establish a free bridge across the Connecticut River, between Springfield and West Springfield;

Were severally read, and ordered to a third reading.

The Bill relating to the water-loan sinking-funds in the towns of Malden, Medford, and Melrose was read a third time, amended on motion of Mr. Ellis of Melrose, passed to be engrossed, and sent up for concurrence.

The Bill concerning the sewage of the State Prison in the town of Concord was read a third time, and, on motion of Mr. King of Boston, was laid on the table.

At 3.22 adjourned.

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TUESDAY, Jan. 29, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Kelley of Cambridge, petition of Maria F. Walling and 88 others; by Mr. Clark of Springfield, petition of Samuel B. Spooner and 50 others; by Mr. Bush of Gardner, petition of E. Adelaide Caswell and 20 others; by Mr. Peck of Arlington, petition of Sarah J. Newton and 44 others; by Mr. Lincoln of West Brookfield, petition of W. B. Stone and 96 others; by Mr. Beach of Springfield, petition of Eliphalet Trask and 131 others; by Mr. Knowlton of Springfield, petition of Eben W. Twing and 50 others; by Mr. Winn of Burlington, petition of J. A.

Woman  
suffrage.

Bacon and 99 others; by Mr. Paige of Southbridge, petition of George M. Whittaker and 62 others; by Mr. Hathaway of Springfield, petition of Jefferson Church and 67 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Leominster,  
Adams,  
Pittsfield —  
armory rent.

By Mr. Colburn of Leominster, petition of the selectmen of Leominster; by Mr. Ingalls of Adams, petition of the selectmen of Adams; by Mr. Dunham of Pittsfield, petition of the selectmen of Pittsfield, — severally for reimbursement for money paid for rent of armory.

Severally referred to the committee on Claims.

The legislature.

By Mr. Hawkes of Lynn, petition of Perry Newhall and others of Lynn, for a constitutional amendment abolishing the Senate, limiting the House to a hundred members, and limiting the pay of senators and representatives. Referred to the committee on Constitutional Amendments.

Swampscott.

By the same gentleman, petition of the selectmen of Swampscott, for that town's proportion of the school-fund for 1875, withheld on account of errors in returns. Referred to the committee on Education.

Taxation of  
mortgages.

By Mr. Ingalls of Adams, petitions of E. D. Rice and others, and of C. H. Read and others, — severally for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged.

Severally referred to the committee on Taxation.

Severally sent up for concurrence.

Street-venders.

By Mr. Murphy of Boston, remonstrance of Charles Proctor and others; by Mr. Wilson of Boston, remonstrance of Charles H. Wright and others; by Mr. Wadsworth of Boston, remonstrance of John Sanderson and others, — severally against authorizing the city of Boston to grant permits to venders of certain articles to occupy the public streets.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Dunham of Pittsfield, —

Education in  
English  
branches.

*Ordered,* That the committee on Education consider the expediency of making such changes in the statute law, that more attention shall be given to the useful and substantial English branches, and less attention to the orna-

mental, to the end that the children may be better fitted to care for and support themselves when they become men and women.

On motion of Mr. Wiswell of Boston, —

*Ordered*, That the committee on Printing consider the expediency of printing extra copies of the contracts and correspondence relative to the Commonwealth's flats at South Boston, reported by the committee on Public Lands.

Boston and Albany Railroad —  
Boston and the Commonwealth.

On motion of Mr. Daly of Boston, —

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of building a home for the disabled soldiers and sailors of this Commonwealth.

Home for disabled soldiers and sailors.

Severally sent up for concurrence.

On motion of Mr. Wade of Newton, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 338 of the Acts of the year 1871, being "An Act concerning the division of flats."

Division of flats.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 205 of the Acts of the year 1874, being "An Act relating to the rights of husbands and wives, and for the protection of minor children."

Husbands, wives, and minor children.

On motion of Mr. Pillsbury of Boston, —

*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary to secure the return of moneys collected by insurance agents and brokers to the persons or corporations entitled thereto.

Insurance agents and brokers.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing that a person shall not be rendered incompetent as a subscribing witness to a will by reason of a devise or legacy therein to the husband or wife of such person.

Witnesses to wills.

The following order, offered by Mr. Warren of Boston, was, at the request of Mr. Robinson of Chelsea, laid over until to-morrow:

*Ordered*, That there be printed, for the use of the legislature, so much of the report of the State Board of Health as refers to drainage, health, sewerage, and the pollution of streams, including a draft of a bill which was referred to the committee on Water Supply and Drainage.

Board of Health on sewerage and drainage.

*Introduced on Leave.***Machinery and  
fixtures.**

By Mr. Wilder of Lowell, a Bill concerning the sale and conveyance of machinery and fixtures. Read, and referred to the committee on the Judiciary.

*Bills Enacted.***Bills enacted.**

Engrossed bills :

Making appropriations for the maintenance of the government for the present year ; and

Making appropriations for the compensation and travel of the members of the legislature, for the compensation of officers thereof, and for other purposes ;

(Which severally originated in the House of Representatives) ; and

In further addition to an Act relating to the Mystic River Corporation (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Paper from the Senate.***Municipal  
suffrage for  
women.**

The petition of Sarah L. Russell and others, that women who pay taxes on property may vote for town and city officers, was referred, in concurrence, to the committee on Woman Suffrage.

*Motion to Reconsider.***Interest on  
unpaid taxes.**

Mr. Chapin of Boston moved a reconsideration of the vote by which the House yesterday accepted the report of the committee on Taxation, inexpedient to legislate, on an order relating to rates of interest charged to delinquent tax-payers. The motion was lost.

*Reports of Committees.***Examination of  
titles by savings-  
bank officers.**

By Mr. McPherson of Boston, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to the examination of titles by officers of savings banks.

**Depositors in  
savings banks.**

By Mr. Hawks of Shelburne, from the same committee, inexpedient to legislate, on an order relative to the protection of depositors in savings banks.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, asking to be discharged from further consideration of the order relative to limiting expenditures in State offices and institutions to the amount of appropriations, and recommending its reference to the committee on Expenditures. Read, accepted under suspension of the rule, and the order sent up for concurrence in the reference.

Expenditures  
by state officers.

Mr. McGibbons of Lynn, from the committee appointed to present the thanks of the House to the Rev. James L. Hill of Lynn, for his able and eloquent sermon preached before the executive and legislative branches of the government on the 2d of January, and to request a copy for publication, reported that the committee had attended to the duty assigned them, and recommended the adoption of the following order:—

Election  
sermon.

*Ordered,* That the sermon preached by the Rev. James L. Hill on the 2d of January be printed for the use of the executive and legislative branches of the government.

The report was accepted under suspension of the rule, and the order adopted.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Bill (on leave) relative to the unlawful taking of animals ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Unlawful taking  
of animals.

### *Orders of the Day.*

The Resolve providing for an amendment to the Constitution, to permit the division of towns into election districts, was considered, and, after debate, was refused a third reading, by a vote of 88 to 106.

Orders of the  
day.

The report of the committee on Rules and Orders, on the ruling of the Chair, relative to printing documents for other purposes than for the use of the legislature, was accepted, the order recommended by them was adopted, and sent up for concurrence.

The report of the committee on Printing, inexpedient to legislate on an order relative to printing a list of committees in suitable memorandum form, was considered. Mr. Robinson of Chelsea moved to amend the report by substituting therefor the following order:

*Ordered,* That the clerks of the two branches cause to be printed three hundred copies of the lists of committees

in memorandum form similar to those furnished to the members of the last legislature.

After debate, the yeas and nays being ordered, on request of Mr. Pillsbury of Boston, the amendment was rejected, by a vote of 80 yeas to a 131 nays, as follows:—

## YEAS.

| Messrs. Andrews, Israel W. | Messrs. Moors, Albert.  |
|----------------------------|-------------------------|
| Anthony, Job K.            | Moseley, Frederick P.   |
| Baker, George M.           | Murphy, Patrick F.      |
| Bancroft, Alonzo.          | Norton, Eugene L.       |
| Barnes, Charles E.         | Osgood, Charles S.      |
| Barnes, Sidney.            | Phillips, Benjamin A.   |
| Barrett, George V.         | Powers, Henry W.        |
| Bartholomew, Elisha P.     | Prescott, Charles J.    |
| Belcher, George C.         | Price, George.          |
| Bent, Myron W.             | Read, William A.        |
| Brigham, George O.         | Reed, William, jun.     |
| Carberry, William H.       | Rice, George W.         |
| Carroll, Lewis.            | Richards, James H.      |
| Chapin, Nahum.             | Richardson, Jesper.     |
| Chase, Charles H.          | Rinn, Michael.          |
| Clark, Leonard.            | Robinson, William.      |
| Clough, Benjamin.          | Sanford, Baalis, jun.   |
| Converse, Elisha S.        | Sargent, Edmund P.      |
| Cooke, Hiram N.            | Shea, John B.           |
| Cowdrey, George A.         | Shortle, Henry.         |
| Cunningham, Thomas.        | Stackpole, Stephen A.   |
| Curtice, John W.           | Studley, Ezekiel R.     |
| Desmond, Cornelius.        | Swift, Van Rensselaer.  |
| Doherty, Daniel.           | Thomas, Edward I.       |
| Ellis, W. Irving.          | Thompson, Leonard, jun. |
| Gardner, Nelson.           | Tilton, John W.         |
| Gargan, Francis.           | Tucker, Payson E.       |
| Gilman, Freeman L.         | Turner, John.           |
| Hawkes, Nathan M.          | Wade, Levi C.           |
| Hayden, George F.          | Wales, Abijah T.        |
| Ingalls, Charles H.        | Warren, Alonzo.         |
| Jackson, John.             | Washburn, John D.       |
| Keyes, Patrick.            | Webster, Edwin R.       |
| Leary, Frank D.            | Wentworth, Samuel H.    |
| Lovell, Andrew.            | White, Daniel N.        |
| Mahon, John.               | Whitehead, Joseph.      |
| McGibbons, Samuel S.       | Whitehouse, Sydney F.   |
| McGlynn, Patrick M.        | Wilder, Henry H.        |
| Mellen, James H.           | Wiswell, Joseph.        |
| Moore, Phillips.           | Wright, John H.         |

## NAYS.

Messrs. Aldrich, Charles P.  
 Allen, Charles H.  
 Baker, John I.  
 Beach, Theodore D.  
 Beal, Melvin.  
 Billings, Joseph.  
 Bird, Francis W.  
 Blanchard, William.  
 Bliss, William B.  
 Bolles, Matthew.  
 Bonney, Henry C.  
 Brackett, John Q. A.  
 Brooks, William A.  
 Brown, Luther J.  
 Bush, Charles W.  
 Byram, Charles R.  
 Carll, Francis.  
 Chamberlain, Alvin B.  
 Cobb, Philander.  
 Coffin, Hiram B.  
 Coffin, Samuel.  
 Colburn, George F.  
 Cook, William H.  
 Cornell, John.  
 Cummings, John W.  
 Curtis, Jason L.  
 Curtis, Orson B.  
 Cushing, Levi L., jun.  
 Daly, Anthony C.  
 Davis, Charles A.  
 Davis, Robert L.  
 Doane, Abiathar.  
 Doane, Freeman.  
 Dunham, Jarvis N.  
 Eager, Edward R.  
 Emery, Levi.  
 Emory, James W.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Lucius.  
 Field, Ralph A.  
 Fish, Isaiah.  
 Fisher, Charles.  
 Flood, John T.  
 Galligan, John H.  
 Gilbert, Edwin.  
 Glines, Jacob T.  
 Greene, Thomas R.

Messrs. Hale, Edwin B.  
 Hardy, Noah L.  
 Hart, John W.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hathaway, Thomas B.  
 Hawks, Alanson K.  
 Hildreth, James, 2d.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Hooper, John H.  
 Howe, Asa F.  
 Howe, Simon H.  
 Howe, William.  
 Howes, Thomas P.  
 Hutchinson, Eben.  
 Jager, Charles V.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Kimball, Ensign.  
 King, William S.  
 Knowlton, Marcus P.  
 Leighton, Edwin F.  
 Leonard, James F.  
 Lewis, John A.  
 Lovell, Benjamin S.  
 Lowther, George W.  
 Mahony, James T.  
 Manning, William.  
 Marlor, John.  
 Marsh, Edwin W.  
 Marshall, George S.  
 McPherson, Eben'r M.  
 Merriam, Artemus.  
 Merritt, Amos W.  
 Morton, Elb'ge G., jun.  
 Newton, John F.  
 Nickerson, Richard E.  
 Noble, Joseph G.  
 Nugent, James H.  
 O'Neil, Joseph H.  
 Otis, John L.  
 Paige, Calvin D.  
 Paige, Lucius R.  
 Parmenter, J. Sumner.



## JOURNAL OF THE HOUSE.

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs. Peck, William G.</b> | <b>Messrs. Sprague Leander.</b> |
| Peirce, James P.                | Stone, Eben F.                  |
| Perry, Josiah.                  | Stuart, William J.              |
| Pike, James D.                  | Taft, Zadok A.                  |
| Pillsbury, Albert E.            | Thurston, Charles F.            |
| Potter, Timothy D.              | Underwood, Horace.              |
| Pynchon, William.               | Wadsworth, Alexander.           |
| Putnam, Henry W.                | Walton, Solon.                  |
| Rand, Oliver J.                 | Webster, Abel.                  |
| Randall, David.                 | Whitmore, Charles S.            |
| Ranlett, Charles E.             | Wiggin, William H.              |
| Ricker, John W.                 | Wilder, Sydney.                 |
| Russell, Solomon N.             | Wilson, George A.               |
| Sargent, Lucius M.              | Winn, John.                     |
| Smith, Matthew.                 | Wonson, Charles H.              |
| Soule, Rufus A.                 | Wood, Solon.                    |
| Spaulding, Pliny F.             | Wyman, Oliver B.                |
| Spaulding, Timothy G.           |                                 |

Yeas, 80 ; nays, 131.

The report was then accepted, and sent up for concurrence.

**Bills :**

To change a part of the boundary-line between the towns of Hanover and South Scituate ; and

In relation to notice of accidents on railroads, attended with loss of life to any person ;

Were severally read, and ordered to a third reading.

**Bills :**

To confirm certain acts done by Henry E. Taintor of Hartford, in the State of Connecticut, as commissioner for Massachusetts ; and

In addition to an Act to establish a free bridge across the Connecticut River, between Springfield and West Springfield ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 3.27 adjourned.

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WEDNESDAY, Jan. 30, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Bartlett of Peabody, petition of Daniel Wait and 90 others; by Mr. Davis of Watertown, petition of E. W. Whitney and 54 others; by Mr. Brooks of Haverhill, petition of H. O. Kidder and 166 others; by Mr. McGibbons of Lynn, petition of W. S. Thurston and 106 others; by Mr. Richards of Lynn, petition of Harriet C. Ireson and 101 others; by Mr. Jones of Lynn, petition of Henry B. Learned and 11 others; by Mr. Wadsworth of Boston, petition of Cyrus A. Bartol and 272 others; by Mr. Cowdrey of Stoneham, petition of Mary W. Davis and 152 others; by Mr. Brackett of Boston, petition of S. E. Parker and 22 others; by Mr. Baker of Lincoln, petition of Cyrus Maynard and 32 others, — severally for woman suffrage.

Woman  
suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Rice of Sutton, petition of the town of Millbury for re-imbursement for money paid for rent of armory. Referred to the committee on Claims.

Millbury —  
armory rent.

By Mr. Paige of Cambridge, petition of the trustees of Tufts College, for an amendment of the charter of said college.

Tufts College.

By Mr. Peirce of Lakeville, petition of Pierce Academy at Middleborough, for an amendment of its act of incorporation.

Pierce  
Academy.

Severally referred to the committee on Education.

By Mr. Bartlett of Peabody, petition of Mary J. Floyd and 629 others, for a repeal of the license law and the re-enactment of the prohibitory law. Referred to the committee on the Liquor Law.

Liquor law.

Severally sent up for concurrence.

By Mr. Thurston of Cambridge, petition of the city of Cambridge, for an amendment of its charter.

Cambridge —  
charter.

By Mr. Goulding of Worcester, petition of T. H. Rice and others, for such amendment of the laws as to relieve cities and towns from the support of persons committed to lunatic-asylums upon acquittal of homicide by reason of insanity.

Support of in-  
sane criminals.

Severally referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Partridge of Medway, —

*Ordered*, That the committee on Education consider the expediency of amending the law obliging towns to estab-

Town high  
schools.

lish and maintain a high school, so as to leave it optional with the towns to vote to have a high school or not.

On motion of Mr. Tucker of Boston, —

Insurance  
policies.

*Ordered*, That the committee on Insurance consider the expediency of providing by law that innocent mis-statements in applications for insurance, which do not substantially affect the risk, shall not defeat or avoid the policies.

Severally sent up for concurrence.

On motion of Mr. Kelly of Chicopee, —

Mad dogs.

*Ordered*, That the committee on the Judiciary consider the expediency of reporting a Bill to better protect human life from rabid dogs.

On motion of Mr. Pillsbury of Boston, —

Surrender by  
bail.

*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 127 of the Acts of the year 1863, that the surety on the bond therein provided for may surrender his principal into court, or at the jail, as in other cases.

State Board of  
Health.

The order offered yesterday by Mr. Warren of Boston, and laid over, relative to printing, for the use of the legislature, a portion of the report of the State Board of Health, including a draft of a bill referred to the committee on Water Supply and Drainage, was adopted.

#### *Introduced on Leave.*

City physicians.

By Mr. Hastings of Worcester, a Bill relating to the appointment of a city physician in certain cities of the Commonwealth. Read, referred to the committee on Water Supply and Drainage, and sent up for concurrence.

#### *Motion to Reconsider.*

Election  
districts.

Mr. Brackett of Boston moved a reconsideration of the vote whereby the House yesterday refused to order to a third reading the Resolve providing for an amendment to the Constitution to permit the division of towns into election districts. After debate, the motion was adopted, by a vote of 111 to 84. On motion of Mr. Ingalls of Adams, the resolve was laid upon the table, pending the recurring question on ordering it to a third reading.

*Papers from the Senate.*

The following papers were referred in concurrence :

Petition of the town of Wilbraham, for a division of said town ; Wilbraham.

Petitions of William V. Sessions and 169 others ; of John M. Merrick and 311 others ; of Decius Beebe and 4 others, — severally in aid of the petition of the town of Wilbraham ; and Ibid.

Petition of Walter Hitchcock and others, that their estates may be placed in the north part of the town of Wilbraham, if said town shall be divided ; Ibid.

Severally to the committee on Towns.

Petition of the city of Lowell, for re-imbursement for money paid for rent of armory. To the committee on Claims. Lowell-armory rent.

Petition of E. B. Lynch and 19 others, for biennial sessions of the General Court, and elections of State officers. To the committee on Constitutional Amendments. Biennial sessions and elections.

A Bill to amend section 20 of chapter 372 of the Acts of the year 1874, relating to the formation of railroad corporations, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Railroads. Railroad corporations.

A report of the committee on Claims, leave to withdraw, on the petition of Amaziah Mayo, for re-imbursement for the payment of damages resulting from obstructing the sidewalk while building the State Normal School Boarding-house at Westfield, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Amaziah Mayo.

*Bill Enacted.*

An engrossed Bill in addition to an Act making appropriations for the maintenance of the government during the present year (which originated in the House of Representatives), was passed to be enacted, signed, and sent to the Senate. Bill enacted.

*Reports of Committees.*

By Mr. Wilcox of Sandisfield, from the committee on Claims, leave to withdraw, on the petition of Adelaide E. Palmer, for State aid. A. E. Palmer.

By Mr. Swift of Bridgewater, from the same committee, leave to withdraw, on the petition of Mary A. Griffin, for State aid. M. A. Griffin.

Severally read, and placed in the orders of the day for to-morrow.

H. Kirkland.

By Mr. Jennings of Fall River, from the committee on the Judiciary, on a petition, a Bill to confirm certain acts done by Harvey Kirkland as a justice of the peace. Read, and ordered to a second reading.

Gold payments.

By Mr. H. A. Hill of Boston, from the committee on Finance, that the Bill (recommitted) to provide for the payment in gold coin of the interest and principal of Massachusetts scrip or bonds ought to pass in the form originally reported. Placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

*Taken from the Table.*

Sewage of the  
new State  
Prison.

On motion of Mr. Warren of Boston, the Bill concerning the sewage of the State Prison in the town of Concord, was taken from the table, and placed in the orders of the day for to-morrow, the question being on its engrossment.

*Orders of the Day.*

Orders of the  
day.

Reports of the committee on Banks and Banking, inexpedient to legislate :

On an order relative to protection of depositors in savings banks ; and

On an order relative to the examination of titles by officers of savings banks ;

Were severally accepted, and sent up for concurrence.

The Bill (on leave) amending section 48 of chapter 161 of the General Statutes, relating to the unlawful taking of animals, was rejected, as recommended by the committee on the Judiciary.

Bills :

To change a part of the boundary-line between the towns of Hanover and South Scituate ; and

In relation to notice of accidents on railroads, attended with loss of life to any person ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 3.30 adjourned.

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THURSDAY, Jan. 31, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Washburn of Worcester, petition of George Tyler Bigelow and others, for relief from the present method of taxing corporate property situated in other States by the towns and cities of Massachusetts. Referred to the committee on Taxation. Taxation of corporate property.

By Mr. Clough of Tisbury, petition of Samuel Butler and others of Edgartown, for a division of said town. Referred to the committee on Towns. Edgartown.

By Mr. Osgood of Salem, petition of Mary Ames Atkins and 51 others; by Mr. Cook of Milford, petitions of Bernette H. Williams and 42 others, and of Harriet A. Felton and 50 others; by Mr. Davis of Upton, petition of Annie P. Adams and 206 others; by Mr. Pillsbury of Boston, petition of William Lloyd Garrison and 75 others; by Mr. Wright of Holyoke, petition of Alice Wild and 76 others; by Mr. Wade of Newton, petition of S. R. Urbino and 131 others; by Mr. Sargent of Methuen, petition of Jones Frankle and 140 others, — severally for woman suffrage. Woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Knowlton of Springfield, petitions of J. H. Adams and others, and of E. Wright and others, — severally for a repeal or modification of the laws relating to the trustee process. Trustee process.

By Mr. Hale of Cambridge, petition of the mayor of the city of Cambridge, for an amendment of section 42 of chapter 161 of the General Statutes, relative to embezzlement by public officers. Embezzlement by public officers.

Severally referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Hutchinson of Chelsea, —

*Ordered*, That the committee on Taxation consider the expediency of amending section 33 of chapter 12 of the General Statutes, so as to authorize collectors of taxes to sell the liens on real estate at private sale for the amount of the taxes and costs due on the same. Liens for taxes.

On motion of Mr. Hawkes of Lynn, —

*Ordered*, That the clerks of the two Houses cause the 20th joint Rule to be published once a week in three daily newspapers of the city of Boston, also in one newspaper in each other city of the Commonwealth, until the first day of March. 20th joint Rule.

Severally sent up for concurrence.

On motion of Mr. Knowlton of Springfield, —

Real estate sold  
under foreclos-  
ure.

*Ordered*, That the committee on the Judiciary consider the expediency of extending the provisions of chapter 137 of the General Statutes, to cases of unlawful detention of real estate which has been sold under proceedings for foreclosure of a mortgage, or otherwise.

*Introduced on Leave.*

Taxation and  
registration in  
Boston.

By Mr. C. H. Hill of Boston, a Bill in relation to taxation and the registration of voters in the city of Boston. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Biennial  
sessions and  
elections.

*Ordered*, In concurrence, that the committee on Constitutional Amendments consider the expediency of amending the Constitution so as to provide for biennial sessions of the legislature; also of amending the same so as to provide for biennial elections of Governor, Lieutenant-Governor, and the other State officers.

Railroad cross-  
ings.

*Ordered*, In concurrence, that the committee on Railroads be instructed to consider and report what legislation, if any, is necessary relative to the alteration of the crossings of railroads and highways, or the appointment of special commissioners to award damages, and for other purposes connected with such alterations.

*Report of a Committee.*

Mad dogs.

By Mr. Goulding of Worcester, from the committee on the Judiciary, asking to be discharged from further consideration of the order relative to the protection of human lives from rabid dogs, and recommending its reference to the committee on Agriculture. Read, accepted under suspension of the rule, and sent up for concurrence in the reference.

*Taken from the Table.*

Incorporations.

On motion of Mr. Powers of South Abington, the list of incorporated associations for library, religious, charitable, educational, and other purposes, which have received certificates of incorporation from the Secretary's Department, from 1872 to 1877 inclusive, was taken from the table, and placed on file.

Thanks to the  
State printers.

On motion of Mr. Emery of Lawrence, the thanks of the House were voted to Messrs. Rand, Avery, & Co., State

printers, for the diagram of the House of Representatives, printed and presented by them for the use of the members; and, on further motion of Mr. Chapin of Boston, the chairman of the committee on Printing was appointed to convey the thanks of the House to the said gentlemen.

*Orders of the Day.*

Reports of the committee on Claims, leave to withdraw : Orders of the day.  
 On petition of Mary A. Griffin, for State aid ; and  
 On petition of Adelaide E. Palmer, for State aid ;  
 Were severally accepted, and sent up for concurrence.

The report of the same committee, leave to withdraw, on petition of Amaziah Mayo, for re-imbursement for the payment of damages resulting from obstructing the sidewalk while building the State Normal School Boarding-house at Westfield, was accepted in concurrence.

The Bill to confirm certain acts done by Harvey Kirkland as a justice of the peace was read, and ordered to a third reading.

The Bill concerning the sewage of the State Prison in the town of Concord was further considered, passed to be engrossed, and sent up for concurrence.

The Bill to provide for the payment in gold coin of the interest and principal of Massachusetts scrip or bonds was further considered.

Mr. Baker of Beverly renewed the amendment previously offered by him, to insert after the word "bonds" in the second line the words "and all other debts and pecuniary obligations;" and on his request the yeas and nays were ordered on this amendment. And, the roll being called, the amendment was rejected by a vote of 20 yeas to 164 nays, as follows :—

YEAS.

|                            |                            |
|----------------------------|----------------------------|
| Messrs. Andrews, Israel W. | Messrs. Gilman, Freeman L. |
| Baker, John I.             | Kelley, Joseph J.          |
| Barrett, George V.         | Mahony, James T.           |
| Byram, Charles R.          | McGibbons, Samuel S.       |
| Carberry, William H.       | McGlynn, Patrick M.        |
| Chapin, Nahum.             | Moore, Phillips.           |
| Cobb, Philander.           | O'Neil, Joseph H.          |
| Cooke, Hiram N.            | Richardson, Jesper.        |
| Desmond, Cornelius.        | Shea, John B.              |
| Doherty, Daniel.           | Walton, Solon.             |



## NAYS.

|                             |                      |
|-----------------------------|----------------------|
| Messrs. Aldrich, Charles P. | Messrs. Emery, Levi. |
| Allen, Charles H.           | Emory, James W.      |
| Ames, James H.              | Field, Ralph A.      |
| Anthony, Job K.             | Fish, Isaiah.        |
| Baker, George M.            | Flood, John T.       |
| Bancroft, Alonzo.           | French, Gardner.     |
| Barnes, Charles E.          | Galligan, John H.    |
| Barnes, Sidney.             | Gardner, Nelson.     |
| Bartholomew, Elisha P.      | Gargan, Francis.     |
| Bartlett, James E. T.       | Glines, Jacob T.     |
| Beach, Theodore D.          | Hale, Edwin B.       |
| Beal, Melvin.               | Hart, John W.        |
| Belcher, George C.          | Haskell, Edward H.   |
| Bent, Myron W.              | Hathaway, Rawson.    |
| Billings, Joseph.           | Hathaway, Thomas B.  |
| Bird, Francis W.            | Hawks, Alanson K.    |
| Blanchard, William.         | Hawkes, Nathan M.    |
| Bliss, William B.           | Hayden, George F.    |
| Bolles, Matthew.            | Hildreth, James, 2d. |
| Bonney, Henry C.            | Hill, Clement H.     |
| Brackett, John Q. A.        | Hill, Hamilton A.    |
| Brooks, William A.          | Hooper, John H.      |
| Brown, Luther J.            | Howe, Asa F.         |
| Burnett, Martin W.          | Howe, Simon H.       |
| Bush, Charles W.            | Howe, William.       |
| Carll, Francis.             | Howes, Thomas P.     |
| Case, Charles A.            | Hutchinson, Eben.    |
| Chamberlain, Alvin B.       | Jager, Charles V.    |
| Chase, Charles H.           | Jennings, Andrew J.  |
| Clark, Leonard.             | Johnson, Henry A.    |
| Clough, Benjamin.           | Jones, Augustine.    |
| Coffin, Samuel.             | Keyes, Patrick.      |
| Colburn, George F.          | Kimball, Ensign.     |
| Cornell, John.              | King, William S.     |
| Cowdrey, George A.          | Knowlton, Marcus P.  |
| Cummings, John W.           | Leary, Frank D.      |
| Cunningham, Thomas.         | Lovell, Andrew.      |
| Curtice, John W.            | Lovell, Benjamin S.  |
| Curtis, Jason L.            | Lovell, John D.      |
| Curtis, Orsin B.            | Lowther, George W.   |
| Cushing, Levi L., jun.      | Macomber, Pardon.    |
| Daly, Anthony C.            | Manning, William.    |
| Davis, Charles A.           | Marden, Frederic A.  |
| Doane, Abiathar.            | Marlor, John.        |
| Doane, Freeman.             | Marsh, Edwin W.      |
| Dunham, Jarvis N.           | Marshall, George S.  |
| Eager, Edward R.            | McPherson, Eben'r M. |
| Ellis, W. Irving.           | Merriam, Artemus.    |

|                          |                         |
|--------------------------|-------------------------|
| Messrs. Merritt, Amos W. | Messrs. Shortle, Henry. |
| Moors, Albert.           | Smith, Matthew.         |
| Morton, Elb'ge G., jun.  | Soule, Rufus A.         |
| Newton, John F.          | Spaulding, Pliny F.     |
| Nickerson, Richard E.    | Spaulding, Timothy G.   |
| Noble, Joseph G.         | Stiles, Henry S.        |
| Nugent, James H.         | Stone, Eben F.          |
| Osgood, Charles S.       | Stuart, William J.      |
| Otis, John L.            | Studley, Ezekiel R.     |
| Paddock, Henry.          | Thomas, Edward I.       |
| Paige, Lucius R.         | Thompson, Leon'd, jun.  |
| Parmenter, J. Sumner.    | Tilton, John W.         |
| Peck, William G.         | Tucker, Payson E.       |
| Perry, Josiah.           | Turner, John.           |
| Pike, James D.           | Underwood, Horace.      |
| Potter, Timothy D.       | Wade, Levi C.           |
| Powers, Henry W.         | Wadsworth, Alexander.   |
| Prescott, Charles J.     | Wales, Abijah T.        |
| Price, George.           | Webster, Abel.          |
| Pyncheon, William.       | Webster, Edwin R.       |
| Putnam, Henry W.         | Wentworth, Samuel H.    |
| Rand, Oliver J.          | White, Daniel N.        |
| Randall, David.          | Whitehead, Joseph.      |
| Ranlett, Charles E.      | Whitehouse, Sydney F.   |
| Read, William A.         | Whitmore, Charles S.    |
| Reed, William, jun.      | Wiggin, William H.      |
| Rice, George W.          | Wilcox, Henry M.        |
| Richards, James H.       | Wilder, Henry H.        |
| Ricker, John W.          | Wilder, Sydney.         |
| Rinn, Michael.           | Winn, John.             |
| Robinson, William.       | Wiswell, Joseph.        |
| Russell, Solomon N.      | Wonson, Charles H.      |
| Sargent, Edmund P.       | Wood, Solon.            |
| Sargent, Lucius M.       | Wright, John H.         |

Yeas, 20 ; nays, 164.

On the request of Mr. Bird of Walpole, the yeas and nays were ordered on the main question ; and after extended debate, the roll being called, the bill was ordered to a third reading, by a vote of 157 yeas to 20 nays, as follows : —

YEAS.

|                             |                        |
|-----------------------------|------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Baker, John I. |
| Allen, Charles H.           | Bancroft, Alonzo.      |
| Ames, James H.              | Barnes, Charles E.     |
| Anthony, Job K.             | Barnes, Sidney.        |
| Baker, George M.            | Barrett, George V.     |

|                                |                         |
|--------------------------------|-------------------------|
| Messrs. Bartholomew, Elisha P. | Messrs. Hale, Edwin B.  |
| Bartlett, James E. T.          | Hart, John W.           |
| Beach, Theodore D.             | Hathaway, Rawson.       |
| Beal, Melvin.                  | Hathaway, Thomas B.     |
| Bent, Myron W.                 | Hawks, Alanson K.       |
| Billings, Joseph.              | Hawkes, Nathan M.       |
| Bird, Francis W.               | Hayden, George F.       |
| Blanchard, William.            | Hill, Clement H.        |
| Bliss, William B.              | Hill, Hamilton A.       |
| Bolles, Matthew.               | Hooper, John H.         |
| Bonney, Henry C.               | Howe, Asa F.            |
| Brackett, John Q. A.           | Howe, Simon H.          |
| Brooks, William A.             | Howe, William.          |
| Brown, Luther J.               | Howes, Thomas P.        |
| Bush, Charles W.               | Hutchinson, Eben.       |
| Byram, Charles R.              | Jennings, Andrew J.     |
| Carll, Francis.                | Johnson, Henry A.       |
| Case, Charles A.               | Jones, Augustine.       |
| Chamberlain, Alvin B.          | Kelley, Joseph J.       |
| Chase, Charles H.              | Kimball, Ensign.        |
| Clark, Leonard.                | King, William S.        |
| Clough, Benjamin.              | Knowlton, Marcus P.     |
| Coffin, Samuel.                | Leary, Frank D.         |
| Colburn, George F.             | Lovell, Andrew.         |
| Cooke, Hiram N.                | Lovell, Benjamin S.     |
| Cornell, John.                 | Lovell, John D.         |
| Cowdrey, George A.             | Lowther, George W.      |
| Cunningham, Thomas.            | Manning, William.       |
| Curtice, John W.               | Marden, Frederic A.     |
| Curtis, Jason L.               | Marlor, John.           |
| Curtis, Orson B.               | Marsh, Edwin W.         |
| Cushing, Levi L., jun.         | Marshall, George S.     |
| Daly, Anthony C.               | McPherson, Eben'r M.    |
| Davis, Charles A.              | Merriam, Artemus.       |
| Doane, Abiathar.               | Merritt, Amos W.        |
| Doane, Freeman.                | Morton, Elb'ge G., jun. |
| Dunham, Jarvis N.              | Newton, John F.         |
| Eager, Edward R.               | Nickerson, Richard E.   |
| Ellis, W. Irving.              | Noble, Joseph G.        |
| Emery, Levi.                   | Osgood, Charles S.      |
| Emory, James W.                | Otis, John L.           |
| Fairbank, John B.              | Paddock, Henry.         |
| Field, Ralph A.                | Paige, Lucius R.        |
| Fish, Isaiah.                  | Parmenter, J. Sumner.   |
| Flood, John T.                 | Peck, William G.        |
| French, Gardner.               | Pike, James D.          |
| Galligan, John H.              | Potter, Timothy D.      |
| Gardner, Nelson.               | Powers, Henry W.        |
| Gilman, Freeman L.             | Prescott, Charles J.    |
| Glines, Jacob T.               | Price, George.          |

Messrs. Pynchon, William.  
Putnam, Henry W.  
Rand, Oliver J.  
Randall, David.  
Ranlett, Charles E.  
Read, William A.  
Reed, William.  
Reed, William, jun.  
Rice, George W.  
Richards, James H.  
Ricker, John W.  
Rinn, Michael.  
Robinson, William.  
Russell, Solomon N.  
Sargent, Edmund P.  
Sargent, Lucius M.  
Shortle, Henry.  
Smith, Matthew.  
Soule, Rufus A.  
Spaulding, Pliny F.  
Stiles, Henry S.  
Stone, Eben F.  
Stuart William J.  
Studley, Ezekiel R.

Messrs. Thomas, Edward I.  
Thompson, Leon'd, jun.  
Tilton, John W.  
Tucker, Payson E.  
Turner, John.  
Underwood, Horace.  
Wade, Levi C.  
Wadsworth, Alexander.  
Wales, Abijah T.  
Walton, Solon.  
Webster, Abel.  
Webster, Edwin R.  
Wentworth, Samuel H.  
White, Daniel N.  
Whitehead, Joseph.  
Whitehouse, Sydney F.  
Whitmore, Charles S.  
Wiggin, William H.  
Wilder, Henry H.  
Wilder, Sydney.  
Winn, John.  
Wiswell, Joseph.  
Wonson, Charles H.

NAYS.

|                              |                             |
|------------------------------|-----------------------------|
| Messrs. Carberry, William H. | Messrs. McGlynn, Patrick M. |
| Chapin, Nahum.               | Moore, Phillips.            |
| Cobb, Philander.             | Nugent, James H.            |
| Desmond, Cornelius.          | O'Neil, Joseph H.           |
| Doherty, Daniel.             | Perry, Josiah.              |
| Gargan, Francis.             | Richardson, Jesper.         |
| Jackson, John.               | Shea, John B.               |
| Keyes, Patrick.              | Spaulding, Timothy G.       |
| Mahony, James T.             | Wood, Solon.                |
| McGibbons, Samuel S.         | Wright, John H.             |

Yeas, 157 ; nays, 20.

At 4.30 the House adjourned.

FRIDAY, Feb. 1, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

A communication, was received from the Secretary of

County  
estimates.

the Commonwealth, transmitting estimates of the several counties for taxes the present year. Referred to the committee on County Estimates.

*Petitions Presented.*

Woman  
suffrage.

By Mr. Cobb of Kingston, petition of Thomas Z. Glass and 5 others; by Mr. Robinson of Chelsea, petitions of O. N. Wing and 13 others, and of Mrs. S. H. Merrick and 34 others; by Mr. Colburn of Leominster, petition of William Durant and 159 others; by Mr. Moseley of Boston, petition of W. F. Temple and 24 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

D. Pulsifer.

By Mr. Brackett of Boston, petition of David Pulsifer, for compensation for editing and transcribing ancient records. Referred to the committee on Claims.

Supervisors of  
education.

By Mr. Underwood of Hubbardston, petition of Henry R. Smith and others, for a law authorizing the appointment of State supervisors of education. Referred to the committee on Education.

The Old South.

By Mr. Burnett of South Hadley, petition of J. H. Seelye of Amherst and 41 others; and by Mr. Marden of Boston, petition of A. C. Mayhew and 41 others, — severally in aid of the preservation of the Old South Meeting-house.

Severally referred to the committee on Federal Relations.

Severally sent up for concurrence.

Masked balls.

By Mr. Cushing of Cambridge, petition of Edward A. White and others, for an amendment of section 77 of chapter 88 of the General Statutes, relative to certain entertainments. Referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Tucker of Boston, —

Industrial edu-  
cation.

*Ordered,* That the committee on Education consider the expediency of providing by legislation for ascertaining the details, expense, and result of the teaching of industrial branches in schools in other countries, with a view to their introduction into the schools of this State.

On motion of the same gentleman, —

Taxes on real  
estate.

*Ordered,* That the committee on Taxation consider the expediency of so amending the statutes relating to the assessment and collection of taxes upon real estate as to

provide for an apportionment of the same in case of a division or severance of title before or after assessment.

Severally sent up for concurrence.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the law so as to provide more effectually for a recount of votes in the election of county and state officers.

Recount of votes  
for county and  
state officers.

*Introduced on Leave.*

By Mr. Fairbank of Oakham, a Resolve in favor of the Old South Association in Boston. Read, referred to the committee on Federal Relations, and sent up for concurrence.

Old South As-  
sociation.

By Mr. Flood of Randolph, a Bill to incorporate the Central Cemetery Association of Randolph. Read, and referred to the committee on the Judiciary.

Randolph  
Cemetery Asso-  
ciation.

*Papers from the Senate.*

Papers were referred, in concurrence, as follows :

Petition of C. B. Smith and 51 others of Granby, for a more stringent dog law. To the committee on Agriculture.

Dog law

Petitions of John P. Sawin, for State aid, and of Edward J. Jones and others in aid of the same. Severally to the committee on Claims.

J. P. Sawin.

Remonstrances of George B. Richmond and others, and of Charles H. Pease and others, severally against the enactment of any law prohibiting the potting of eels in the Acushnet River. Severally to the committee on the Fisheries.

Acushnet River.

Communication from the Auditor, with statement of expenses of the State Constabulary and State Detective Force since their establishment. To the committee on the State Detective Force.

State police.

*Ordered*, In concurrence, that the committee on Claims consider the expediency of granting State aid to Mrs. E. R. Lebbey.

E. R. Lebbey.

*Ordered*, In concurrence, that the committee on Banks and Banking consider whether any further legislation is expedient in regard to the securities received as collateral to loans by savings banks and trust companies.

Collaterals —  
savings banks.

The following order, on motion of Mr. C. H. Hill of Boston, was laid over until Monday :

Taxation commission of 1874.

*Ordered*, In concurrence, that the joint committee on Printing consider and report upon the expediency of printing, from the stereotype plates belonging to the Commonwealth, additional copies of House Doc. No. 15, of the year 1875, or any portion thereof; being the report of the commission appointed under resolve entitled "Resolve authorizing the appointment of a commission to inquire into the expediency of revising and amending the laws of the State relating to taxation and the exemptions therefrom," approved June 18, 1874.

Liquor law.

A Bill to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on the Liquor Law.

Inspectors of steam-boilers.

A Bill for the appointment of inspectors of steam-boilers, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Manufactures.

Bristol-county Agricultural Society.

A Bill to enable the Bristol-county Agricultural Society to obtain its State bounty, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Claims.

Reports of the committee on Banks and Banking inexpedient to legislate :

Deposits in savings banks.

On an order relative to withdrawals of deposits in savings banks;

Trustees of savings banks.

On an order relative to requiring trustees of savings banks to be depositors therein;

Investments by savings banks.

On an order relative to investments by savings banks; and

Private bankers.

On an order relative to quarterly statements from private bankers;

Severally accepted by the Senate, were severally read, and placed in the orders of the day for Monday.

### *Reports of Committees.*

A. A. Dike.

By Mr. Russell of Pittsfield, from the committee on Claims, on a petition, a Resolve in favor of Abby A. Dike. Read, and referred, under the rule, to the committee on Finance.

By Mr. Dunham of Pittsfield, from the committee on Railroads, inexpedient to legislate, on an order relative to repeal of the laws authorizing cities and towns to aid in the construction of railroads.

Town aid to railroads.

By Mr. Wilder of Lowell, from the same committee, leave to withdraw, on petition of F. Hoffman and others, that railroads traversing the State shall have sign-boards with the names of stations painted thereon.

Railroad sign-boards.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to protection of citizens against acts of public officers.

Public officers.

Severally read, and placed in the orders of the day for Monday.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on a petition and a remonstrance, a Bill in relation to main drains and common sewers in the town of West Springfield.

West Springfield drains and sewers.

By Mr. Knowlton of Springfield, from the same committee, on an order relative to amending chapter 48 of the General Statutes, a Bill to amend chapter 111 of the Acts of the year 1869, relating to sewers and drains.

Sewers and drains.

By the same gentleman, from the same committee, on a petition, a Bill relating to sidewalks, crosswalks, common sewers, and main drains in the fire district of the town of Pittsfield.

Pittsfield fire-district.

By Mr. Pillsbury of Boston, from the same committee, on an order, a Bill relating to surrender by bail or sureties in certain cases.

Surrender by bail.

By Mr. Wade of Newton, from the same committee, on a bill on leave, a Bill in relation to the recording and registering of bets and wagers, and the buying and selling of pools.

Bets, wagers, and pools.

By Mr. Brackett of Boston, from the committee on Education, on a bill on leave, relating to furnishing stationery to pupils in the public schools, a Bill to amend an "Act to authorize cities and towns to furnish pupils in the public schools with text-books."

### *Orders of the Day.*

#### Bills:

To confirm certain acts done by Harvey Kirkland as a justice of the peace; and

Orders of the day.

To provide for the payment in gold coin of the interest and principal of Massachusetts scrip or bonds;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 2.30 adjourned.



MONDAY, Feb. 4, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

Board of Education.

The Forty-first Annual Report of the Board of Education was received, and referred to the committee on Education.

Insurance.

Suggestions of the Insurance Commissioner, relating to legislation upon the subject of insurance, were received, and referred to the committee on Insurance, and ordered to be printed.

Severally sent up for concurrence.

*Petitions Presented.*

Woman suffrage.

By Mr. Parmenter of Athol, petition of J. S. Parmenter and 256 others; by Mr. Marlor of Lynn, petition of Abba M. Winslow and 60 others; by Mr. Jones of Lynn, petition of Sarah E. Eaton and 42 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Old South.

By Mr. Wilder of Holliston, petition of James F. Fish and others; by Mr. Peirce of Lakeville, petition of Philander Washburne and others; by Mr. Davis of Watertown, petition of L. Whitney, jun., and others, — severally in aid of the preservation of the old South Meeting-house.

Severally referred to committee on Federal Relations.

Ipswich River.

By Mr. Howe of Rowley, petition of Nathaniel Burnham and others, for an act to regulate the taking of eels in the Ipswich River and its tributaries. Referred to the committee on the Fisheries.

Convict labor.

By Mr. Mellen of Worcester, petition of D. J. Dunn and 82 others, for legislation prohibiting the leasing of convict labor to individuals or corporations.

Ten-hour law.

By the same gentleman, remonstrance of John J. O'Connor and 81 others, against a repeal of the law relating to the employment of women and children in manufacturing establishments.

Severally referred to the committee on Labor.

County superintendents of schools.

By Mr. McPherson of Boston, petition of J. F. Blackinton and others, for a law providing for the appointment of county superintendents of public schools. Referred to the committee on Education.

By Mr. H. A. Hill of Boston, petition of the mayor of Boston, for an act extending the powers of the collector of the city of Boston. Referred to the committee on Taxation. Boston — collector of taxes.

Severally sent up for concurrence.

By Mr. Dunham of Pittsfield, petition of Catherine Waterman, for the payment to her by the Commonwealth of a judgment recovered by her against the Troy and Greenfield Railroad. Referred to the committee on the Judiciary. C. Waterman.

*Orders.*

On motion of Mr. Hutchinson of Chelsea, —

*Ordered,* That the committee on the Judiciary be directed to inquire whether further legislation is necessary to render certain the authority of cities and towns that may be indebted to an amount exceeding three per centum on the valuation of the taxable property therein, to incur debts for temporary loans in anticipation of taxes, under the provisions of chapter 209 of the Acts of 1875. City and town indebtedness.

On motion of Mr. Goulding of Worcester, —

*Ordered,* That the committee on the Judiciary inquire into the expediency of altering or amending chapter 121 section 50, of the General Statutes, relative to the compensation of auditors. Auditors.

On motion of the same gentleman, —

*Ordered,* That the committee on the Judiciary inquire into the expediency of providing by law, that in the Superior Court, when cases are continued *nisi*, and determined in vacation, judgment therein may be entered as of the then last term of the court in the county where the action is pending. Cases nisi.

On motion of Mr. Hale of Cambridge, —

*Ordered,* That the committee on the Judiciary consider the expediency of amending chapter 96 of the Acts of 1877, in such a manner, that stable-keepers having a lien, as therein provided, may immediately apply by petition for an order of sale of the property, instead of being obliged to wait sixty days after a demand in writing, as now required by section 21 of chapter 151 of the General Statutes. Stable-keepers' liens.

Also the expediency of providing a penalty for any person, who, with intent to cheat or defraud, removes his horse or horses from the possession of the owner or keeper of a stable, while there is a lien existing thereon

for the proper charges due for keeping and boarding such horses.

*Introduced on Leave.*

Insurance-  
brokers.

By Mr. Wade of Newton, a Bill in addition to chapter 93 of the Acts of the year 1869 concerning insurance-brokers.

Boston Muni-  
cipal Court.

By Mr. Prescott of Boston, a Bill relating to the jurisdiction of the Municipal Court of the city of Boston.

Severally read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Municipal wo-  
man suffrage.

The petition of Hannah G. Jackson and 107 others, that women who pay taxes may vote for county, town, and municipal officers, was referred, in concurrence, to the committee on Woman Suffrage.

Income tax.

A Bill relative to taxing income, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Taxation.

Savings-bank  
commissioner's  
report.

A Bill to provide for the printing of certain extra copies of the Savings Bank Commissioner's report, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

Taxation com-  
mission of 1874.

The Senate order relative to printing additional copies of the report of the Commission on Taxation, and exemptions therefrom, of the year 1874, which was laid over on Friday, was adopted in concurrence.

*Reports of Committees.*

Children.

By Mr. Hale of Cambridge, from the committee on Education, that the Bill (on leave) relating to the employment of children, and regulations respecting their attendance at school, ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Appropriation  
bill No. 4.

By Mr. Stone of Newburyport, from the committee on Finance, on an order, a Bill making appropriations for the expenses of the State Almshouse, the State Workhouse, the State Prisons, the State Primary School, the State Reform School for Boys, the State Industrial School for Girls, the State Detective Force, and for other purposes. Read, and placed in the orders of the day for to-morrow for a second reading.

*Taken from the Table.*

On motion of Mr. Wade of Newton, copies of contracts between the Commonwealth and the Boston and Albany Railroad Company, and the city of Boston, and correspondence relating to the same, were taken from the table, and referred to the committee on Public Lands.

Boston, Boston and Albany Railroad, and the Commonwealth.

On motion of Mr. Stone of Newburyport, the Annual Report of the Inspector of Gas and Gas Meters was taken from the table, and referred to the committee on Mercantile Affairs.

Gas and gas-meters.

Severally sent up for concurrence.

On motion of Mr. C. H. Hill of Boston, the Annual Report of the Deputy Tax Commissioner was taken from the table, and referred to the committee on Finance.

Deputy Tax Commissioner.

*Orders of the Day.*

Reports of the committee on Railroads :

Inexpedient to legislate on an order relative to repealing laws authorizing towns and cities to aid in the construction of railroads ; and

Orders of the day.

Leave to withdraw on a petition of F. Hoffman and others, that railroads traversing the State shall have signboards with the names of stations painted thereon ;

Were severally accepted, and sent up for concurrence.

Reports of the committee on Banks and Banking, inexpedient to legislate :

On an order relative to quarterly statements from private bankers ;

On an order relative to investments by savings banks ;

On an order relative to requiring trustees of savings banks to be depositors in the institutions of which they are officers ; and

On an order relative to withdrawals of deposits in savings banks ;

Were severally accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate on an order relative to protection of citizens against acts of public officers, was accepted.

Bills :

In relation to main drains and common sewers in the town of West Springfield ;

To amend chapter 111 of the Acts of the year 1869, relating to sewers and drains ;

Relating to sidewalks, crosswalks, common sewers, and main drains in the fire district of the town of Pittsfield, and for other purposes ;

Relating to surrender by bail or sureties in certain cases ;

To amend an act to authorize cities and towns to furnish pupils in the public schools with text-books ; and

In relation to the recording and registering of bets and wagers, and the buying and selling of pools ;

Were severally read, and ordered to a third reading.

At 2.33 adjourned.

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TUESDAY, Feb. 5, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Concord.

By Mr. Baker of Lincoln, petition of the selectmen of Concord for payment of arrears for rent of armory.

Florida —  
paupers.

By Mr. Curtice of Hinsdale, petition of F. S. Rice and others of Florida, that said town may be re-imbursed for the support of paupers made residents by being employed on the Hoosac Tunnel.

W. Shanly.

By Mr. Ingalls of Adams, petition of Walter Shanly, that the legislature will allow to him a sum sufficient to make good his actual loss in the construction of the Hoosac Tunnel.

Severally referred to the committee on Claims.

Massachusetts  
Bay — trawl-  
fishing.

By Mr. Carroll of Marblehead, petition of George Knight and others, for legislation prohibiting trawl-fishing in Massachusetts Bay. Referred to the committee on the Fisheries.

Hull Beach.

By Mr. Tucker of Boston, remonstrance of Edward G. Knight and others, against the petition relating to Hull Beach. Referred to the committee on Harbors.

Convict labor.

By Mr. McGibbons of Lynn, petition of F. B. Mower and others, for a law prohibiting the leasing of convict labor. Referred to the committee on Labor.

Manufacturing  
by reformatory  
and criminal  
institutions.

By Mr. Brigham of Westborough, petition of William M. Child and 62 others, for a law prohibiting the trustees of reformatory and criminal institutions from manufactur-

ing goods on State account. Referred to the committee on Manufactures.

By Mr. Robinson of Chelsea, petition of the trustees of the State Industrial School for Girls, for an appropriation with which to rebuild the houses burned last season. Referred to the committee on Public Charitable Institutions. Industrial School for Girls.

By Mr. Gilbert of Southwick, petition of Fowler T. Moore and 58 others of Tolland, in aid of the petition of the Boston and Poughkeepsie Railroad Company. Referred to the committee on Railroads. Boston and Poughkeepsie Railroad Company.

By Mr. Wyman of Shrewsbury, petition of H. L. Goddard and others, for a law allowing the holder of real estate to deduct for the purpose of taxation the amount for which his real property is mortgaged. Referred to the committee on Taxation. Taxation of mortgages.

By Mr. Sanford of Brockton, petition of C. R. Ford and others, for an act to supply the town of Brockton with pure water. Brockton — water-supply.

By Mr. Reed of Taunton, petition of the mayor of Taunton, for an act amending section 7 of chapter 217 of the Acts of the year 1875, relative to supplying said city with water. Taunton — water-supply.

Severally referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Randall of Waltham, —

*Ordered*, That the committee on Insurance consider the expediency of authorizing mutual insurance companies with guarantee capital to issue policies on the all cash or joint stock plan. Mutual insurance companies.

On motion of Mr. Warren of Boston, —

*Ordered*, That the committee on Public Lands consider and report upon the expediency of resuming possession of the lands of the Commonwealth in Boston Harbor, which were purchased of the Commonwealth by the Boston and Albany Railroad in 1869, the said Boston and Albany Railroad having failed to comply with the agreement, dated Dec. 8, 1869, to make certain improvements upon said lands. Flats.

Also what legislation, if any, is necessary to secure the speedy fulfilment of said agreement to protect the Commonwealth.

Severally sent up for concurrence.

*Introduced on Leave.*

Mutual fire-insurance companies.

By Mr. Spaulding of Northampton, a Bill to regulate the method of voting in mutual fire-insurance companies. Read, and referred to the committee on Insurance.

Vagrants.

By Mr. Kelley of Cambridge, a Bill to repeal chapter 70 of the Acts of the year 1875, concerning vagrants. Read, and referred to the committee on Public Charitable Institutions.

Reformatory Prison for Women.

By the same gentleman, a Bill to amend chapter 385 of the Acts of the year 1874, establishing a reformatory prison for women. Read, and referred to the committee on Prisons.

Severally sent up for concurrence.

*Papers from the Senate.*

Railroad Commissioners.

The report of the Board of Railroad Commissioners was referred, in concurrence, to the committee on Railroads.

Exemptions from taxation.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of limiting the acreage that religious, educational, and charitable institutions may hold exempt from taxation.

Committee on taxation.

*Ordered*, In concurrence, that the joint special committee upon Taxation be authorized to employ a stenographic or other reporter in such matters as they may deem expedient.

The following order was, on request of Mr. Osgood of Salem, laid over until to-morrow :

A. Mayo.

*Ordered*, In concurrence, that the evidence taken before the committee on Claims, in the matter of Amaziah Mayo, now in hearing, be printed for the use of the legislature.

Old South.

The petitions of President J. H. Seelye of Amherst and 41 others, of Hon. A. C. Mayhew and 41 others, severally in aid of the preservation of the Old South Meeting-house, and the Resolve (on leave), in aid of the Old South Association in Boston, severally referred by the House to the committee on Federal Relations, came down with the several indorsements thereon that the Senate

non-concurred in the reference, and referring them to the committee on Expenditures. On motion of Mr. Goulding of Worcester, they were severally laid on the table, pending the question of concurring in the reference.

A Bill concerning shell-fish on the shores and flats of Thompson's Island, reported on a petition, and passed to be engrossed by the Senate, was read, and placed in the orders of the day for to-morrow for a second reading.

### *Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, leave to withdraw on the petition of the First Baptist Society of Bellingham, for an act to legalize a title to a certain parcel of land.

Bellingham  
First Baptist  
Society.

By Mr. Pillsbury of Boston, from the same committee, leave to withdraw, on the petition of the justice of the Police Court of Cambridge, for an increase of salary.

Police Justice —  
Cambridge.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to publishing semi-annual statements of savings banks in local newspapers.

Statements by  
savings banks.

By Mr. Stone of Newburyport, from the committee on Expenditures, inexpedient to legislate, on an order relating to the reduction of the rate of interest on indebtedness to the Commonwealth of towns and cities.

Indebtedness of  
cities and towns.

By Mr. Hawkes of Lynn, from the committee on Elections, on the petition of William P. Macomber, a Resolution concerning the seat of representative from the Seventh Bristol District.

Seventh Bristol  
District.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Bill (on leave) to extend the time during which the city of Worcester is authorized to lay out a public park, and to establish and maintain a reservoir, ought to pass. Placed in the orders of the day for a second reading to-morrow.

Worcester park,  
etc.

By Mr. Pillsbury of Boston, from the same committee, on an order, a Bill relating to the removal of the inmates of the State Prison from Boston to Concord.

Removal of  
State prisoners.

By Mr. Wade of Newton, from the same committee, on petition of the mayor of Boston, and petitions in aid of, and remonstrances against, the same, a Bill in relation to

Street-venders.



sales of merchandise at temporary stands in the streets of Boston.

Severally read, and ordered to a second reading.

Worcester  
County Com-  
missioners.

By Mr. Goulding of Worcester, from the same committee, asking to be discharged from further consideration of the petition of the County Commissioners of Worcester County, for authority to borrow money for the purpose of erecting an addition to the Court House at Worcester, and recommending its reference to the committee on County Estimates. Read and accepted, under suspension of the rule.

Explosions on  
steamboats.

By Mr. Knowlton of Springfield, from the same committee, asking to be discharged from further consideration of the order relative to providing greater safeguards against accidents caused by the explosion of boilers upon steamboats, and recommending its reference to the committee on Manufactures. Read, accepted under suspension of the rule, and the order was sent to the Senate for concurrence in the reference.

#### *Orders of the Day.*

Orders of the  
day.

The Bill making appropriations for the expenses of the State Almshouse, the State Workhouse, the State Prisons, the State Primary School, the State Reform School for Boys, the State Industrial School for Girls, the State Detective Force, and for other purposes, was read, and ordered to a third reading.

#### Bills:

In relation to main drains and common sewers in the town of West Springfield;

To amend chapter 111 of the Acts of the year 1869, relating to sewers and drains (amended on motion of Mr. Knowlton of Springfield);

Relating to sidewalks, crosswalks, common sewers, and main drains in the fire district of the town of Pittsfield, and for other purposes; and

Relating to surrender by bail or sureties in certain cases;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Bill to amend an act to authorize cities and towns to furnish pupils in the public schools with text-books was read a third time, passed to be engrossed, and sent up for concurrence, its title having been amended by the commit-

tee on Bills in third reading, to read as follows: "Bill to authorize cities and towns to furnish pupils in the public schools with stationery."

The Bill in relation to the recording and registering of bets and wagers and the buying and selling of pools was read a third time; and, on motion of Mr. Wade of Newton, its further consideration was postponed until to-morrow.

The Bill (on leave) relating to the employment of children, and regulations respecting their attendance at school, was considered, the question being on its rejection, as recommended by the committee on Education. On motion of Mr. Gargan of Boston, the bill, with the section of the statute to be amended by it, was ordered to be printed, and placed in the orders of the day for to-morrow for further consideration.

At 3.20 adjourned.

WEDNESDAY, Feb. 6, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Jones of Lynn, petition of Benjamin H. Jones and 101 others; by Mr. Warren of Boston, petition of A. M. Kelren and 49 others, — severally for woman suffrage.

Woman  
suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Smith of Middlefield, petition of the Massachusetts Agricultural College, for a grant of twenty-five thousand dollars. Referred to the committee on Agriculture.

Agricultural  
College.

By Mr. Mahony of Boston, petition of Timothy J. Burns, for State aid.

T. J. Burns.

By Mr. Otis of Northampton, petition of Mary E. Bates of Easthampton, for State aid.

M. E. Bates.

By Mr. Fairbank of Oakham, petition of the town of Hardwick, for payment of arrears of taxes retained in the treasury of the Commonwealth.

Hardwick.

Severally referred to the committee on Claims.

By Mr. King of Boston, petition of Henry Edwards, trustee of the National Cemetery at Antietam, for transfer of the Commonwealth's title in said cemetery to the

Antietam Na-  
tional Cemetery.

United States. Referred to the committee on Federal Relations.

Edgartown.

By Mr. Newton of Boston, petition of George N. Haselwood and others of Providence, R.I., non-resident taxpayers, asking for a division of the town of Edgartown. Referred to the committee on Towns.

Severally sent up for concurrence.

Jurors, and  
state and county  
officers.

By Mr. Otis of Northampton, petition of Henry S. Gere and others, for a reduction of the pay of jurors and of state and county officers.

State aid.

By Mr. Smith of Middlefield, petition of Albert Nichols and others, for amendment of chapter 192 of the Acts of the year 1877 relative to State aid.

Insurance  
agents and  
brokers.

By Mr. Wade of Newton, petitions of Messrs. Hollis and Snow and 68 others, and of John Edwards and 46 others, severally for a law to secure more prompt payment by insurance agents and brokers, of moneys collected by them to the persons entitled thereto.

Severally referred to the committee on the Judiciary.

### *Orders.*

Public docu-  
ments.

On motion of Mr. Byram of Boston, —

*Ordered*, That the committee on Printing be instructed to inquire and report whether a larger edition of any of the series of public documents has been issued than is authorized by law, and, if so, whether the cost of the same is paid out of the State treasury.

Weighing.

On motion of Mr. Whitmore of Framingham, —

*Ordered*, That the committee on Mercantile Affairs consider the expediency of amending sections 72, 73, 74, and 75, of chapter 49 of the General Statutes, in relation to public scales and public weighers, or enacting a new law in relation to public weighing.

Severally sent up for concurrence.

Paupers.

On motion of Mr. Washburn of Worcester, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of amending chapter 216 of the Acts of the year 1875, relative to annual returns of persons supported and relieved; so that cities may make said returns at the close of their financial year.

Executors and  
administrators.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing that suits for the recovery of debts, claims, and assets sold and assigned by

executors or administrators, may be brought in the name of the assignees thereof.

On motion of Mr. Humphrey of Dover, —

*Ordered*, That the auditor be requested to inform the House in such detail as may be practicable, what sums, if any, have been expended by the Commonwealth in connection with the project of the Cape Cod Ship Canal.

Cape Cod Ship  
Canal.

*Introduced on Leave.*

By Mr. Dunham of Pittsfield, a Bill to amend chapter 210 of the Acts of the year 1877, entitled "An Act concerning District, Police, and Municipal Courts." Read, and referred to the committee on the Judiciary.

Courts.

By Mr. Brown of Fitchburg, a Bill to provide additional terms of the Probate Court at Fitchburg in the county of Worcester. Read, and referred to the committee on Probate and Chancery.

Fitchburg  
Probate Courts.

*Papers from the Senate.*

Papers were referred in concurrence as follows:

Petition of Mrs. William Cains and 67 others, representatives of property to the amount of five millions of dollars in South Boston, asking the right to vote in municipal matters. To the committee on Woman Suffrage.

Municipal  
woman suf-  
frage.

Petitions of Charles E. Allen and others, members of the Schouler Guards, for the re-instatement of that organization; and of George B. Richmond and others in aid of the same.

Schouler  
Guards.

Severally to the committee on Military Affairs.

A Bill to prevent the spreading of contagious and infectious diseases among domestic animals, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Agriculture.

Diseases among  
domestic ani-  
mals — farcy or  
glanders.

A Bill to provide moneys for the Law Library of Franklin County, reported on a bill on leave, and passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Franklin  
County Law  
Library.

A Bill in relation to certain fire-insurance companies of other States, reported on a bill on leave, and passed to be engrossed by the Senate, was read, and ordered to a second reading.

Insurance com-  
panies in other  
States.

Boston and  
Lowell Railroad  
— a point of  
order.

A Bill to authorize the widening of the freight bridge of the Boston and Lowell Railroad corporation across Charles River, introduced on leave in the Senate, came down referred to the committee on Railroads. Mr. Osgood of Salem raised the question of order, that, under joint Rule 22, the bill could not be introduced, except by report of committee, on a petition.

The Chair ruled that the point was well taken, and the bill was accordingly laid aside.

Mayo and  
Baker — a point  
of order.

The Senate order authorizing the printing of the evidence taken in the case of Amaziah Mayo, laid over yesterday, was considered. Mr. Osgood of Salem raised the question of order, that, under joint Rule 23, the order should be referred to the committee on Printing. The Chair ruled that the point was well taken; and the order was so referred, and sent up for concurrence.

### *Reports of Committees.*

Disabled  
soldiers' and  
sailors' home.

By Mr. Washburn of Worcester, from the committee on Public Charitable Institutions, asking to be discharged from further consideration of the order relative to building a home for disabled soldiers and sailors, and recommending its reference to the committee on Military Affairs, was read, accepted under suspension of the rule, and sent up for concurrence.

Friendly Aid  
Society.

By Mr. Randall of Waltham, from the committee on Mercantile Affairs, leave to withdraw, on petition of Liv-  
rus Hull and others, for an act of incorporation as the  
"Massachusetts Friendly Aid Society."

Committee  
hearings.

By Mr. Field of Clinton, from the committee on Print-  
ing, inexpedient to legislate on an order relative to re-  
trenchment in advertising committee hearings.

Severally read, and placed in the orders of the day for to-morrow.

A. A. Dike.

By Mr. Cushing of Cambridge, from the committee on Finance, that the Resolve in favor of Abby A. Dike ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Returns of rail-  
road corpora-  
tions.

By Mr. Osgood of Salem, from the committee on Rail-  
roads, on the report of the railroad commissioners (in part),  
a Bill in relation to the returns of railroad corporations.

New Bedford.

By Mr. Cornish of New Bedford, from the committee on Water Supply and Drainage, on a petition, a Bill to provide a further supply of water for the city of New Bedford.

Severally read, and ordered to a second reading.

*Orders of the Day.*

The Bill (on leave) relating to the employment of children, and regulations respecting their attendance at school, was further considered, and rejected, as recommended by the committee on Education. Orders of the day.

The Report of the Committee on Banks and Banking, inexpedient to legislate, on an order relative to publishing statements of savings banks semi-annually in local newspapers, was accepted, and sent up for concurrence.

Reports of the committee on the Judiciary, leave to withdraw:

On petition of the justice of the Police Court at Cambridge, for increase of salary; and

On the petition of the First Baptist Society of Bellingham, for an act to legalize a title to a certain parcel of land;

Were severally accepted.

The Resolution concerning the seat as representative from the Seventh Bristol District was adopted as follows:

*Resolved*, That William P. Macomber of Westport was duly elected to the General Court for the Seventh Bristol District at the election held therefor on the sixth day of November last, and that he is entitled to the seat in this House now occupied by Charles Fisher.

Bills:

Relating to the removal of the inmates of the State Prison from Boston to Concord; and

To extend the time during which the city of Worcester is authorized to lay out a public park, and to maintain a reservoir;

Were severally read, and ordered to a third reading.

The Bill in relation to sales of merchandise at temporary stands in the streets of Boston was read a second time and considered. Mr. King of Boston moved an amendment, which, in effect, applied the provisions of the bill to all the cities and towns in the Commonwealth.

Mr. C. H. Hill of Boston rose to a question of order, that the amendment, being such as to change a special to a general bill, was not in order. The Chair ruled that the point was well taken. The amendment was laid aside, and the bill was ordered to a third reading. Question of order.

The Senate Bill concerning shell-fish on the shores and flats of Thompson's Island was read a second time, and, on

motion of Mr. Andrews of Danvers, was recommitted to the committee on the Fisheries.

The Bill making appropriations for the expenses of the State Almshouse, the State Workhouse, the State Prisons, the State Primary School, the State Reform School for Boys, the State Industrial School for Girls, the State Detective Force, and for other purposes, was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the recording and registering of bets and wagers and the buying and selling of pools was further considered, passed to be engrossed, and sent up for concurrence.

The report of the committee on Expenditures, inexpedient to legislate, on orders relating to reduction of the rate of interest on indebtedness to the Commonwealth of towns and cities, was, on motion of Mr. Cook of Milford, postponed for further consideration until Tuesday next, the same gentleman having moved to amend by substituting a Bill to establish the rate of interest to be paid on notes and bonds held by the Commonwealth against cities and towns, which was read, and ordered to be printed.

At 8.15 the House adjourned.

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THURSDAY, Feb. 7, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Dogs. By Mr. Brigham of Westborough, petition of Nahum Fisher and 89 others, for a law by which the number of the canine race shall be reduced.

Dog-tax. By Mr. Knowlton of Springfield, remonstrance of Edward H. Lathrop and others, against any increase of the tax upon dogs.

Severally referred to the committee on Agriculture.

Westford. By Mr. Reed of Westford, petition of the selectmen of Westford, for re-imbursement of money paid for rent of armory.



By Mr. Ricker of Newburyport, petition of the city of Newburyport, for re-imbursement of money paid for rent of armory. Newburyport.

Severally referred to the committee on Claims.

By Mr. Wright of Holyoke, petition of William Whiting and 25 others of Holyoke, that a military company may be stationed in said town. Referred to the committee on Military Affairs. Holyoke.

By Mr. Norton of Boston, petition of the Boston and Lowell Railroad Corporation, for authority to widen its freight bridge across Charles River. Boston and Lowell Rail-road.

By Mr. Carroll of Marblehead, petition of W. H. Coates and others, for amendment of the laws regulating the appointment of pilots for the port of Marblehead. Marblehead pilots.

Severally referred to the committee on Harbors.

By Mr. Lovell of Worcester, petition of C. C. Houghton and others, for the repeal of the law which requires the extension of Foster Street in Worcester. Referred to the committee on Roads and Bridges. Foster-street extension — Worcester.

By Mr. Emory of Orange, petition of Timothy Moore and 72 others, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged. Referred to the committee on Taxation. Taxation of mortgages.

By Mr. Packard of Brockton, remonstrance of Isaac Hingman and 456 others, against the petition of C. R. Ford and others, for an act to supply the town of Brockton with pure water. Referred to the committee on Water Supply and Drainage. Brockton.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Gargan of Boston, —

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of amending section 15, chapter 71, of the General Statutes, relative to alien passengers. Alien passengers.

Sent up for concurrence.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on the Judiciary inquire whether any legislation is necessary for the better protection of titles under foreclosure of mortgages by power of sale. Power-of-sale mortgages.



On motion of the same gentleman, —  
*Ordered*, That the committee on the Judiciary inquire into the expediency of amending chapter 37 of the Acts of the year 1873, so as to allow the par value of shares in co-operative associations to be fixed at less than one hundred dollars.

Co-operative  
associations.

On motion of Mr. Dunham of Pittsfield, —  
*Ordered*, That the committee on the Judiciary inquire and report what legislation, if any, is necessary relating to the registry of deeds in the county of Berkshire, and especially in regard to the records of lands in the town of Dalton, formerly belonging to the North, and now in the Centre, Registry District.

Berkshire  
County registry  
of deeds.

On request of Mr. Hawkes of Lynn, the following order, offered by Mr. Gargan of Boston, was laid over until to-morrow:

Nineteenth Es-  
sex District.

*Ordered*, That the committee on Elections be empowered to send for persons and papers relative to the election of representative for the Nineteenth Essex District.

*Introduced on Leave.*

Cambridge  
collector and  
treasurer.

By Mr. Thurston of Cambridge, a Bill concerning the treasurer and collector of the city of Cambridge. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Merrimack  
River smelts  
and shad.

The petitions of Haydn Brown and 195 others, for the repeal of the law regulating the taking of smelts in Merrimack River, and for amendment of the law regulating the taking of shad; and of Joseph K. James and 146 others, in aid of the same, — were severally referred, in concurrence, to the committee on the Fisheries.

Massachusetts  
Central Rail-  
road — point of  
order.

A Bill relating to applications for damages for land taken for the location of the Massachusetts Central Railroad, introduced on leave in the Senate, came down referred to the committee on Railroads. Mr. Osgood of Salem raised the question of order, that, under joint Rule 22, the bill could not be introduced, except by report of committee, on a petition. The Chair ruled that the point was well taken, and the bill was accordingly laid aside.

State Library.

The report of the committee on the Library, on report of the librarian of the State Library, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, leave to withdraw on petition of T. H. Rice and others, for such amendment of the laws as to relieve cities and towns from the support of persons committed to lunatic-asylums upon acquittal of homicide by reason of insanity. Criminal insane.

By Mr. Rand of Cambridge, from the committee on Printing, inexpedient to legislate, on an order relative to printing five hundred extra copies of the report of the Commissioners on Inland Fisheries. Fish Commissioners.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Senate Bill to provide moneys for the Law Library of Franklin County ought to pass. Franklin County Law Library.

Placed in the orders of the day for to-morrow for a second reading.

By Mr. Stone of Newburyport, from the committee on Finance, on an order, a Bill making appropriations for certain educational expenses. Educational expenses — appropriation bill No. 5.

By Mr. White of Holbrook, from the committee on Parishes and Religious Societies, on a petition, a Bill to confirm the change of name by the South Malden Congregational Society, and the doings of, and conveyances to and by, the Everett Congregational Society. South Malden Congregational Society.

By Mr. Read of Lowell, from the committee on Towns, on a bill on leave, a Bill to amend section 1 of chapter 139 of the Acts of the year 1877, concerning the boundary-line, in part, between the towns of Medford and Malden. Medford and Malden.

Severally read, and ordered to a second reading.

*Orders of the Day.***Reports:**

Of the committee on Mercantile Affairs, leave to withdraw, on petition of Liverus Hull and others, for an act of incorporation as the "Massachusetts Friendly Aid Society;" and Orders of the day.

Of the committee on Printing, inexpedient to legislate, on an order relative to retrenchment in advertising committee hearings;

Were severally accepted, and sent up for concurrence.

**Bills:**

In relation to certain fire-insurance companies of other States ;

In relation to the returns of railroad corporations ; and

To provide a further supply of water for the city of New Bedford ; and a

Resolve in favor of Abby A. Dike ;

Were severally read a second time, and ordered to a third reading.

**Bills:**

Relating to the removal of the inmates of the State Prison from Boston to Concord ;

To extend the time during which the city of Worcester is authorized to lay out a public park and to maintain a reservoir ; and

In relation to sales of merchandise at temporary stands in the streets of Boston ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 4.09 adjourned.

FRIDAY, Feb. 8, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman  
suffrage.

By Mr. McPherson of Boston, petition of Sylvanus Smith and 413 others ; by Mr. Oakman of Marshfield, petition of Ann B. Barnard and 47 others ; by Mr. Thurston of Cambridge, petition of George M. Southworth and 52 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Massachusetts  
Central Rail-  
road Company.

By Mr. Osgood of Salem, petition of the Massachusetts Central Railroad Company, for an extension of the time within which claimants for land-damages may apply to county commissioners.

Boston and  
Poughkeepsie  
Railroad.

By Mr. Bliss of Great Barrington, petition of Orrin C. Whitbeck and 18 others ; and, by Mr. Wilcox of Sandisfield, petition of M. C. Langdon and 48 others, — severally in aid of the petition of the Boston and Poughkeepsie Railroad Company.

Severally referred to committee on Railroads.

By Mr. Underwood of Hubbardston, petition of J. R. Bigelow and others, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged. Referred to the committee on Taxation.

Taxation of mortgages.

Severally sent up for concurrence.

By Mr. Wade of Newton, petition of Andrew S. Briggs and 21 others, for an act in addition to chapter 93 of the Acts of 1869, concerning insurance-brokers.

Insurance-brokers.

By Mr. Cooke of Lenox, petition of E. McDonald and others, for the incorporation of a fire-district in Lenox.

Lenox fire-district.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Barnes of Plymouth, —

*Ordered*, That the committee on Harbors inquire and report what, if any thing, has been done under chapter 219 of the Acts of the year 1877, in relation to Green-Harbor Marsh in the town of Marshfield.

Green-Harbor Marsh.

On motion of Mr. H. A. Hill of Boston, —

*Ordered*, That the committee on Taxation consider the expediency of exempting from taxation ships employed in the foreign trade of the United States.

Taxation of ships in foreign trade.

Severally sent up for concurrence.

On motion of Mr. Baker of Beverly: —

*Ordered*, That the auditor be requested to report to the House a list of the salaries paid from the state treasury in the years 1860, 1867, and 1877, and also an account of any additional compensation paid since 1870 to any persons receiving such salaries.

Salaries, etc.

On motion of Mr. Pillsbury of Boston, —

*Ordered*, That the committee on Rules and Orders consider the expediency of providing by rule that no reconsideration shall be moved, unless notice of such motion is given on the day of the vote to which such motion applies; and also the expediency of providing for allowing and recording pairs.

Reconsideration.

The order laid over from yesterday, relative to empowering the committee on Elections to send for persons and papers relative to the election of representative for the Nineteenth Essex District, was adopted.

Nineteenth Essex District.

*Introduced on Leave.*

**Tax sales.** By Mr. H. A. Hill of Boston, a Bill to amend section 6 of chapter 183 of the Acts of the year 1862, in relation to tax sales. Read, referred to the committee on Taxation, and sent up for concurrence.

*Papers from the Senate.*

The following papers were referred in concurrence:  
**Ten-hour law.** Petition of the Boston Section Socialistic Labor Party, against any extension of the hours of labor of women in factories. To the committee on Labor.

**National constitution.** Petition of William Giles Dix, for a convention of representatives of the people of the United States, for the purpose of forming a new national constitution. To the committee on Federal Relations.

**Buzzard's Bay.** *Ordered,* In concurrence, that the joint standing committee on the Fisheries consider the expediency of so far modifying the existing laws in relation to seining in Buzzard's Bay, and waters connected with the same, as will permit the catching of menhaden in the same.

**Railroad gauge.** *Ordered,* In concurrence, that the committee on Railroads consider the expediency of amending section 20 of the General Railroad Act, with reference to the gauge of railroads.

**Railroad corporations.** *Ordered,* In concurrence, that the committee on Railroads consider and report whether any further legislation is necessary in regard to the establishment of railroad corporations.

**Women and children.** A Bill to amend an act entitled "An Act relating to the employment of children, and regulations respecting them," introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Education.

**Troy and Greenfield Railroad.** A Bill to confirm the location of the Troy and Greenfield Railroad, and for other purposes, introduced on leave in the Senate, and sent down for concurrence in the suspension of the 22d joint Rule, was read; and the House concurred in the suspension of the rule.

**Remonetization of silver.** Resolutions concerning the remonetization of silver, passed by the Senate, and which were reported on resolutions offered in the Senate on the 9th and 11th of January, were read, and placed in the orders of the day for Monday.

The report of the committee on Railroads, inexpedient to legislate, on an order relative to running two locomotives in close connection with each other over bridges of steam railroads, accepted by the Senate, was read, and placed in the orders of the day for Monday.

Locomotives on bridges.

### *Bills Enacted.*

Engrossed bills :

To change the time of holding the June term of the Superior Court for criminal business for the county of Middlesex ;

Bills enacted.

To change a part of the boundary-line between the towns of Hanover and South Scituate ; and

In relation to notice of accidents on railroads, attended with loss of life to any person ;

(Which severally originated in the House of Representatives) ;

Were severally passed to be enacted, signed, and sent to the Senate.

### *Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, to whom were referred a Bill (on leave) concerning the treasurer and collector of the city of Cambridge, and a petition on the same subject, that the bill ought to pass in a new draft, with the same title.

Cambridge — treasurer and collector.

By Mr. Carll of Lowell, from the committee on Water Supply and Drainage, that the Bill (on leave) relating to the appointment of city physician in certain cities of the Commonwealth ought to pass in a new draft with the same title.

City physician.

By Mr. Cunningham of Somerville, from the committee on County Estimates, on estimates of the several counties for taxes the present year, a Resolve granting county taxes.

County taxes.

Severally read, and placed in the orders of the day for Monday, for a second reading.

### *Orders of the Day.*

The report of the committee on Printing, inexpedient to legislate, on an order relative to printing five hundred extra copies of the report of the Commissioners on Inland Fisheries, was accepted, and sent up for concurrence.

Orders of the day.

The report of the committee on the Library, that no legislation is necessary, on the Annual Report of the Librarian of the State Library, was accepted in concurrence.

The report of the committee on the Judiciary, leave to withdraw, on petition of T. H. Rice and others, relative to the support of persons committed to lunatic-asylums upon acquittal of homicide by reason of insanity, was accepted.

**Bills:**

To amend section 1 of chapter 139 of the Acts of the year 1877, concerning the boundary-line, in part, between the towns of Medford and Malden;

To provide moneys for the law library of Franklin county; and

To confirm the change of name by the South Malden Congregational Society, and the doings of and conveyances to and by the Everett Congregational Society;

Were severally read, and ordered to a third reading.

The Bill making appropriations for certain educational expenses was read a second time, and, on motion of Mr. Hale of Cambridge, was postponed for further consideration until Monday.

The Bill in relation to certain fire-insurance companies of other States was read, and passed to be engrossed, in concurrence.

**Bills:**

In relation to the returns of railroad corporations; and

To provide a further supply of water for the city of New Bedford; and

A Resolve in favor of Abby A. Dike;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 3.09 adjourned.

MONDAY, Feb. 11, 1878.

Met according to adjournment.

Prayer was offered by Rev. Mr. Paige of Cambridge, a member of the House.

Harbor Com-  
missioners.

The Annual Report of the Board of Harbor Commissioners for the year 1877 was received, referred to the committee on Harbors, and sent up for concurrence.

*Petitions Presented.*

Woman  
suffrage.

By Mr. Ranlett of Newton, petition of Rebecca Carroll and 20 others; by Mr. Whitehead of Saugus, petition of



Martha G. Averill and 63. others; by Mr. Bancroft of Boston, petition of A. M. Lougee and 26 others, — severally for woman suffrage.

By Mr. Tucker of Boston, petition of Sarah C. Blaney and 24 others, women of Boston, for authority to vote at municipal elections in said city. Municipal suffrage for Boston women.

Severally referred to the committee on Woman Suffrage.

By Mr. Hildreth of Lunenburg, petition of L. E. Lane and others, for amendment of the game laws. Referred to the committee on Agriculture. Game laws.

By Mr. Kelly of Chicopee, petition of Michael McDermott and 516 others, against a repeal of the law relating to the employment of women and children in manufacturing establishments. Referred to the committee on Labor. Ten-hour law.

By the same gentleman, petition of J. W. Cumbeck and others, in aid of a petition of Silas Mosman and others, for an act of incorporation as proprietors of the Maple Grove Cemetery. Referred to the committee on Mercantile Affairs. Maple Grove Cemetery.

By Mr. Everett of Wareham, petition of the Fourth Congregational Precinct in Rochester, for a change of its corporate name. Referred to the committee on Parishes and Religious Societies. Fourth Congregational Precinct in Rochester.

By Mr. Wilder of Lowell, petition of the Middlesex County Commissioners, asking for the abolishment of the House of Correction for Women at East Cambridge. Referred to the committee on Prisons. Woman's House of Correction at East Cambridge.

By Mr. Bliss of Great Barrington, petition of Egbert Hollister and 92 others, in aid of the petition of the Boston and Poughkeepsie Railroad Company. Referred to the committee on Railroads. Boston and Poughkeepsie Railroad.

By Mr. Flood of Randolph, remonstrance of John H. Simmons and others, legal voters of East Stoughton, who signed a petition for annexation of a part of said Stoughton to Randolph, against such annexation. Stoughton and Randolph.

By the same gentleman, remonstrance of William H. Tucker and 237 others of Stoughton, against the annexation of part of said town to Randolph. Ibid.

By Mr. Clough of Tisbury, remonstrance of Samuel Osborne, jun., and 247 others, tax-payers of Edgartown, against a division of said town. Edgartown.

Severally referred to the committee on Towns.

Severally sent up for concurrence.



**Trustee process.** By Mr. Kelly of Chicopee, petition of Michael McDermott and 103 others, for the modification or repeal of the law relative to trustee process.

**Builders' Loan and Fund Association.** By Mr. Wilson of Boston, petition of William N. Keith and others, for the revival of the Builders' Loan and Fund Corporation, to enable said corporation to cancel a mortgage deed, etc.

Severally referred to the committee on the Judiciary.

### *Orders.*

**School-books.** On motion of Mr. Hale of Cambridge, —  
*Ordered*, That the committee on Education consider the expediency of so amending section 2 of chapter 47 of the Acts of the year 1876, as to provide that school-books may be changed by a vote of two-thirds of the school committee present, instead of by two-thirds of the whole school committee, as now required by said act.

**Railroad police.** On motion of Mr. Sprague of Fitchburg, —  
*Ordered*, That the committee on Railroads consider whether any further legislation is necessary to enable railroad police to act upon roads leased or used by the railroad company, upon whose petition they are appointed.

Severally sent up for concurrence.

**Arrest of judgment debtors.** On motion of Mr. Gargan of Boston, —  
*Ordered*, That the committee on the Judiciary consider the expediency of repealing section 1, chapter 250, of the Acts of the year 1877, relative to the arrest of a judgment debtor on execution.

**Registry of Probate for Suffolk County.** On motion of Mr. Wentworth of Boston, —  
*Ordered*, That the committee on Probate and Chancery consider the expediency of providing additional clerical assistance in the Registry of Probate and Insolvency for the county of Suffolk.

### *Introduced on Leave.*

**Snow and ice on sidewalks.** By Mr. Spaulding of Northampton, a Bill to amend an act authorizing towns to provide for the removal of snow and ice from sidewalks. Read, and referred to the committee on the Judiciary.

### *Papers from the Senate.*

**Foster King.** The following papers were referred in concurrence:  
Petition of Foster King, for compensation for damages caused by the construction of the Troy and Greenfield Railroad. To the committee on Claims.

Annual report of pardons granted by the Governor and Council during the year 1877. To the committee on Prisons. Pardons.

*Ordered*, In concurrence, that the joint special committee on Taxation inquire into the expediency of exempting from taxation deposits in savings banks, to the amount of real estate owned by savings banks. Taxation of savings-bank deposits.

*Bill Enacted.*

An engrossed Bill concerning the sewage of the State Prison in the town of Concord (which originated in the House of Representatives), was passed to be enacted, signed, and sent to the Senate. Bill enacted.

*Reports of Committees.*

By Mr. Haskell of Gloucester, from the committee on Printing, inexpedient to legislate, on an order relative to printing extra copies of contracts and correspondence relative to the Commonwealth's flats at South Boston. Read, and placed in the orders of the day for to-morrow. Commonwealth, Boston and Albany Railroad, and Boston.

By Mr. Andrews of Danvers, from the committee on the Fisheries, that the Bill (on leave) to further amend chapter 110 of the Acts of the year 1874, relative to the preservation of lobsters, ought not to pass. Lobsters.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Bill (on leave) concerning the sale and conveyance of machinery and fixtures ought not to pass. Machinery and fixtures.

Severally read, and placed in the orders of the day for to-morrow, the question, in each case, being on the rejection of the bill.

By Mr. Marden of Boston, from the committee on Water Supply and Drainage, on a petition, a Bill to incorporate the Lee Water Company. Lee Water Company.

By Mr. Hooper of Medford, from the same committee, on an order, a Bill to prescribe the method of electing boards of health in towns. Boards of health in towns.

Severally read, and ordered to a second reading.

*Orders of the Day.*

The report of the committee on Railroads, inexpedient to legislate, on an order relative to running two locomotives in close connection on steam railroad bridges, was accepted in concurrence. Orders of the day.

The Bill making appropriations for certain educational expenses was further considered, amended on motion of Mr. Hale of Cambridge, and ordered to a third reading.

The Resolve granting county taxes; and the Bill relating to the appointment of city physician in certain cities of the Commonwealth;

Were severally read, and ordered to a third reading.

The Bill concerning the treasurer and collector of the city of Cambridge was read a second time, and, on motion of Mr. C. H. Hill of Boston, was recommitted to the committee on the Judiciary.

Bills:

To confirm the change of name by the South Malden Congregational Society, and the doings of and conveyances to and by the Everett Congregational Society; and

To amend section 1 of chapter 139 of the Acts of the year 1877, concerning the boundary-line, in part, between the towns of Medford and Malden;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Bill to provide moneys for the law library of Franklin County was read, and passed to be engrossed in concurrence.

The Senate Resolutions concerning the remonetization of silver were considered. Pending the consideration of amendments moved by Messrs. Baker of Beverly and Bird of Walpole, Mr. Hyde of Boston moved to lay the resolutions on the table. On this motion the yeas and nays were ordered, on the request of Mr. C. H. Hill of Boston; and, the roll being called, the resolutions were laid on the table by a vote of 103 yeas to 72 nays, as follows:—

#### YEAS.

|                            |                         |
|----------------------------|-------------------------|
| Messrs. Andrews, Israel W. | Messrs. Carll, Francis. |
| Baker, John I.             | Carroll, Lewis.         |
| Barnes, Charles E.         | Chapin, Nahum.          |
| Barrett, George V.         | Chase, Charles H.       |
| Belcher, George C.         | Clough, Benjamin.       |
| Bliss, William B.          | Cobb, Philander.        |
| Bonney, Henry C.           | Coffin, Hiram B.        |
| Brown, Luther J.           | Cornish, Israel C.      |
| Bush, Charles W.           | Cowdrey, George A.      |
| Byram, Charles R.          | Cunningham, Thomas.     |
| Carberry, William H.       | Curtis, Orson B.        |

|                                       |                              |
|---------------------------------------|------------------------------|
| <b>Messrs.</b> Cushing, Levi L., jun. | <b>Messrs.</b> Marlor, John. |
| Daly, Anthony C.                      | McGibbons, Samuel S.         |
| Davis, Charles A.                     | McGlynn, Patrick M.          |
| Davis, Robert L.                      | Merriam, Artemus.            |
| Desmond, Cornelius.                   | Merritt, Amos W.             |
| Doane, Freeman.                       | Moore, Phillips.             |
| Doherty, Daniel.                      | Moors, Albert.               |
| Ellis, W. Irving.                     | Murphy, Patrick F.           |
| Emery, Levi.                          | Nickerson, Richard E.        |
| Emory, James W.                       | Norton, Eugene L.            |
| Flood, John T.                        | Nugent, James H.             |
| French, Gardner.                      | O'Neil, Joseph H.            |
| Galligan, John H.                     | Packard, Henry B.            |
| Gardner, Nelson.                      | Peck, William G.             |
| Gargan, Francis.                      | Peirce, James P.             |
| Gilman, Freeman L.                    | Phillips, Benjamin A.        |
| Glines, Jacob T.                      | Price, George.               |
| Hastings, Thomas J.                   | Putnam, Henry W.             |
| Hathaway, Rawson.                     | Read, William A.             |
| Hawks, Alanson K.                     | Richardson, Jesper.          |
| Hildreth, James, 2d.                  | Rinn, Michael.               |
| Hooper, John H.                       | Shea, John B.                |
| Humphrey, John.                       | Smyth, William A. S.         |
| Hutchinson, Eben.                     | Spaulding, Pliny F.          |
| Hyde, Henry D.                        | Spaulding, Timothy G.        |
| Jackson, John.                        | Sprague, Leander.            |
| Jager, Charles V.                     | Stackpole, Stephen A.        |
| Kelley, Joseph J.                     | Stuart, William J.           |
| Kelly, Jarvis P.                      | Studley, Ezekiel R.          |
| Keyes, Patrick.                       | Thurston, Charles F.         |
| Kimball, Ensign.                      | Turner, John.                |
| Leary, Frank D.                       | Underwood, Horace.           |
| Leighton, Edwin F.                    | Wadsworth, Alexander.        |
| Leonard, James F.                     | Wales, Abijah T.             |
| Lewis, John A.                        | Walton, Solon.               |
| Locke, James L.                       | Warren, Alonzo.              |
| Lovell, Benjamin S.                   | Whitehouse, Sydney F.        |
| Lovell, John D.                       | Wiggin, William H.           |
| Lowther, George W.                    | Wilson, George A.            |
| Mahony, James T.                      | Wood, Solon.                 |
| Marden, Frederic A.                   |                              |

**NAYS.**

|                               |                                 |
|-------------------------------|---------------------------------|
| <b>Messrs.</b> Ames, James H. | <b>Messrs.</b> Bolles, Matthew. |
| Bancroft, Alonzo.             | Brackett, John Q. A.            |
| Bartlett, James E. T.         | Brigham, George O.              |
| Beal, Melvin.                 | Brooks, William A.              |
| Bird, Francis W.              | Case, Charles A.                |
| Blanchard, William.           | Chamberlain, Alvin B.           |

Messrs. Coffin, Samuel.

Converse, Elisha S.

Cook, William H.

Cornell, John.

Curtis, Jason L.

Eager, Edward R.

Everett, Noble W.

Fairbank, John B.

Field, Lucius.

Hale, Edwin B.

Haskell, Edward H.

Hawkes, Nathan M.

Hayden, George F.

Hill, Clement H.

Hill, Hamilton A.

Howe, Simon H.

Howe, William.

Johnson, Henry A.

Jones, Augustine.

King, William S.

Lovell, Andrew.

Macomber, Pardon.

Mahon, John.

Manning, William.

Marsh, Edwin W.

Marshall, George S.

Morton, Elbridge G., jun.

Newton, John F.

Noyes, Charles J.

Oakman, William C.

Messrs. Osgood, Charles S.

Paige, Lucius R.

Parmenter, J. Sumner.

Pike, James D.

Pillsbury, Albert E.

Powers, Henry W.

Prescott, Charles J.

Rand, Oliver J.

Ranlett, Charles E.

Reed, William, jun.

Richards, James H.

Ricker, John W.

Robinson, William.

Sanford, Baalis, jun.

Sargent, Edmund P.

Sargent, Lucius M.

Thomas, Edward I.

Thompson, Leon'd, jun.

Tilton, John W.

Tucker, Payson E.

Wade, Levi C.

Webster, Abel.

Webster, Edwin R.

Wentworth, Samuel H.

Whitmore, Charles S.

Wilder, Henry H.

Wilder, Sydney.

Winn, John.

Wiswell, Joseph.

Wonson, Charles H.

Yeas, 103 ; nays, 72.

*Resolutions Considered.*Remonetization  
of silver.

Subsequently, the orders of the day having been disposed of, the resolutions were taken from the table, on motion of Mr. Gargan of Boston.

Pending a motion of the same gentleman, to indefinitely postpone the resolutions ; and other motions of Messrs. C. H. Hill of Boston, to postpone their further consideration until to-morrow ; and of Mr. Andrews of Danvers, to postpone until Thursday ; the

House at 4.09 adjourned.

TUESDAY, Feb. 12, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

A statement of the sums expended by the Commonwealth, in connection with the project of the Cape Cod Ship Canal, was received from the auditor, referred to the committee on Harbors, ordered to be printed, and sent up for concurrence.

Cape Cod Ship Canal.

*Petitions Presented.*

By Mr. Brackett of Boston, petition of C. Lovell and 35 others, for woman suffrage. Referred to the committee on Woman Suffrage.

Woman suffrage.

By Mr. Potter of Palmer, petition of David L. Fuller and others of Ludlow ; and, by Mr. Smith of Middlefield, petition of Samuel Cole and others, — severally for a more stringent dog law.

Dog law.

By Mr. Hathaway of New Bedford, remonstrance of George Delano and others ; and, by Mr. Noble of Westfield, remonstrance of H. J. Ashley and 56 others, — severally against any increase of the tax upon dogs.

Ibid.

Severally referred to the committee on Agriculture.

By Mr. Robinson of Chelsea, petition of George E. Mitchell and 181 others, members of the Boston Produce Exchange, for legislation to regulate the sale of oleo-margarine. Referred to the committee on Mercantile Affairs.

Oleo-margarine.

By Mr. Carroll of Marblehead, petition of Capt. Charles O'Hare, for re-imbusement for military property of Company C, Eighth Regiment Massachusetts Volunteer Militia, destroyed by fire in the town of Marblehead. Referred to the committee on Claims.

Company C, Eighth Regiment.

By Mr. Gilbert of Southwick, petitions of Ansel D. King and 43 others ; and of Hiram P. Clark and 35 others, — severally in aid of the petition of the Boston and Poughkeepsie Railroad Company.

Boston and Poughkeepsie Railroad.

Severally referred to the committee on Railroads.

By Mr. Reed of Taunton, petition of S. A. Dean and 50 others, for a law compelling the use of broad-rimmed wheels for heavily-loaded vehicles. Referred to the committee on Roads and Bridges.

Broad-rimmed wheels.

By Mr. Clough of Tisbury, remonstrances of Joseph T.

Edgartown. Pease and 59 others; and of Asa R. Gifford and 7 others, resident tax-payers in the town of Edgartown, — severally against the division of said town.

Ibid. By Mr. Sanford of Brockton, petition of C. C. Bixby and others of Brockton, non-resident tax-payers, for a division of the town of Edgartown.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

South Boston  
Municipal  
Court.

By Mr. Warren of Boston, petition of Joseph H. Allen, clerk of the Municipal Court of the South Boston District in the city of Boston, for authority to appoint an assistant clerk.

Trustee process.

By Mr. Beach of Springfield, petition of T. W. Sargent and others, for a change in the laws relative to trustee process.

Insurance  
agents.

By Mr. Wade of Newton, petition of Messrs. Fitch and Kendall, and others, for a law to secure the more prompt payment, by insurance agents and brokers, of moneys collected by them to the persons entitled thereto.

Severally referred to the committee on the Judiciary.

### *Member Qualified.*

W. P. Macomber — Seventh  
Bristol District.

Mr. Macomber of Westport, who had been declared by the House duly elected to the seat occupied by Charles Fisher as representative for the Seventh Bristol District, being present, was, on motion of Mr. Hawkes of Lynn, conducted to the Governor and Council for the purpose of taking and subscribing the oaths of office, Mr. Hawkes being appointed a committee for that purpose. And, Mr. Macomber having been duly qualified, report was made accordingly; and he took his seat as a member of the House.

The Chair announced that Mr. Macomber would take the place on the committee on Pay Roll lately occupied by Mr. Fisher.

### *Orders.*

On motion of Mr. Hathaway of Springfield, —

Liquor law.

*Ordered*, That the committee on the Liquor Law inquire into the expediency of repealing the present liquor law, and substituting therefor an act, with certain provisions, whereby the seller, and also the owner of the premises occupied by the seller, as well as the drinker, shall be held equally responsible for all damages and crimes proved against said drinker as resulting from the traffic of said seller in intoxicating liquors.

Sent up for concurrence.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Rules and Orders consider the expediency of amending House Rule 77 ; so that, on motions to lay on the table and to take from the table, a time not exceeding ten minutes shall be allowed for debate, no member to speak thereon more than three minutes.

Motions to lay on and take from table — House Rule 77.

*Papers from the Senate.*

The following papers were referred in concurrence :

Petition of E. P. Carpenter and others, to be incorporated as a State Union Telegraph and Telephone Company. To the committee on Mercantile Affairs.

Union Telegraph and Telephone Company.

Petition of J. H. Hathorne, for compensation for value of a horse killed while used by Battery A, Massachusetts Artillery. To the committee on Claims.

J. H. Hathorne,

*Ordered*, In concurrence, that the Attorney-General be requested, as soon as convenient, to submit an opinion to the legislature, as to what are the rights of the Commonwealth in the matter pending between the Commonwealth and the Boston and Albany Railroad in regard to contracts of 1869 and 1873, and what remedy the Commonwealth has relative thereto.

The Commonwealth, and Boston and Albany Railroad.

A Bill to confirm the location of the Troy and Greenfield Railroad, and for other purposes, previously introduced on leave in the Senate, under suspension of the 22d joint Rule, in which suspension the House had concurred, was referred, in concurrence, to the committee on the Hoosac Tunnel, and Troy and Greenfield Railroad.

Troy and Greenfield Railroad.

A Resolve, relative to printing additional copies of the report of the Commissioners on Taxation of the year 1875, was read, and referred, under the rule, to the committee on Finance.

Taxation Commissioners — 1875.

The report of the committee on Printing, that the order relative to printing the evidence taken before the committee on Claims, on petition of Amaziah Mayo, ought to be adopted, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

A. Mayo.

*Bill Enacted.*

An engrossed Bill to provide for the payment in gold coin of the interest and principal of Massachusetts scrip or bonds (which originated in the House of Representatives), was passed to be enacted, signed, and sent to the Senate.

Bill enacted.



*Reports of Committees.*

B. Murphy. By Mr. Reed of Westford, from the committee on Claims, leave to withdraw, on the petitions of Bridget Murphy, for State aid, and Alexander Smart and others, in aid of the same.

D. Pulsifer. By Mr. Russell of Pittsfield, from the same committee, leave to withdraw on petition of David Pulsifer for compensation for editing and transcribing ancient records.

Cape Cod Ship Canal. By Mr. Norton of Boston, from the committee on Harbors, inexpedient to legislate on an order relative to the construction of the Cape Cod Ship Canal under the supervision and control of the Commonwealth.

Ibid. By the same gentleman, from the same committee, inexpedient to legislate on an order relative to applying to Congress for aid in constructing the Cape Cod Ship Canal. Severally read, and placed in the orders of the day for to-morrow.

Company C, Eighth Regiment. By Mr. Ellis of Melrose, from the committee on Military Affairs, on the Governor's address, a Resolve in favor of Company C, Eighth Regiment Massachusetts Volunteer Militia. Read, and referred, under the rule, to the committee on Finance.

General Railroad Laws. By Mr. Stone of Newburyport, from the committee on Finance, that the Resolve relative to printing the General Railroad Laws ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the resolve.

Third Congregational Church — Chelsea. By Mr. White of Holbrook, from the committee on Parishes and Religious Societies, on a petition, a Bill to incorporate the Third Congregational Church in Chelsea.

Pierce Academy. By Mr. Peck of Arlington, from the committee on Education, on a petition, a Bill to authorize the Pierce Academy, in the town of Middleborough, to hold additional real and personal estate.

Severally read, and ordered to a second reading.

*Taken from the Table.*

Election districts. The Resolve providing for an amendment to the constitution to permit the division of towns into election districts, was, on motion of Mr. C. H. Hill of Boston, taken from the table, and postponed for further consideration until Tuesday next.

Petitions of President J. H. Seelye of Amherst and 41 others; and of Hon. A. C. Mayhew and 41 others, — severally, in aid of the preservation of the Old South Meeting-House; and the

Old South.

Resolve in favor of the Old South Association in Boston;

Old South Association.

Were severally taken from the table, on motions of Mr. Dunham of Pittsfield, on whose further motions the House insisted on its reference of each to the committee on Federal Relations; and the papers so indorsed were returned to the Senate.

### *Orders of the Day.*

The report of the committee on Printing, inexpedient to legislate, on an order relative to printing extra copies of the contracts and correspondence relative to the Commonwealth's flats at South Boston, reported by the Committee on Public Lands, was accepted, and sent up for concurrence.

Orders of the day.

The Bill (on leave) concerning the sale and conveyance of machinery and fixtures was rejected, as recommended by the committee on the Judiciary.

The Bill (on leave) to further amend chapter 110 of the Acts of 1874, relative to the preservation of lobsters, was rejected, as recommended by the committee on the Fisheries.

#### Bills:

To incorporate the Lee Water Company; and

To prescribe the method of electing boards of health in towns;

Were severally read a second time, and ordered to a third reading.

#### Bills:

Relating to the appointment of city physician in certain cities of the Commonwealth; and

Making appropriations for certain educational expenses; and a

Resolve granting county taxes;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Senate Resolutions concerning the remonetization of silver were further considered.

The pending amendment, moved by Mr. Baker of Beverly, was rejected. The amendments moved by Mr. Bird of Walpole were severally adopted. On the motion of Mr.

Gargan of Boston, that the resolutions be indefinitely postponed, the yeas and nays were ordered, on the request of Mr. Wade of Newton; and, the roll being called, the motion was lost, by a vote of 71 yeas to 135 nays, as follows:—

## YEAS.

|                            |                             |
|----------------------------|-----------------------------|
| Messrs. Andrews, Israel W. | Messrs. Jennings, Andrew J. |
| Baker, John I.             | Kelley, Joseph J.           |
| Barrett, George V.         | Kelly, Jarvis P.            |
| Bartholomew, Elisha P.     | Leighton, Edwin F.          |
| Billings, Joseph.          | Mahony, James T.            |
| Carberry, William H.       | Marden, Frederic A.         |
| Carroll, Lewis.            | McGibbons, Samuel S.        |
| Clough, Benjamin.          | McGlynn, Patrick M.         |
| Cobb, Philander.           | Moore, Phillips.            |
| Cooke, Hiram N.            | Moors, Albert.              |
| Cornish, Israel C.         | Murphy, Patrick F.          |
| Cummings, John W.          | Nickerson, Richard E.       |
| Cunningham, Thomas.        | Norton, Eugene L.           |
| Curtice, John W.           | Nugent, James H.            |
| Curtis, Orson B.           | O'Neil, Joseph H.           |
| Daly, Anthony C.           | Packard, Henry B.           |
| Davis, Robert L.           | Partridge, David A.         |
| Desmond, Cornelius.        | Phillips, Benjamin A.       |
| Doane, Freeman.            | Price, George.              |
| Doherty, Daniel.           | Pynchon, William.           |
| Fish, Isaiah.              | Putnam, Henry W.            |
| Gardner, Nelson.           | Read, William A.            |
| Gilbert, Edwin.            | Reed, William.              |
| Gilman, Freeman L.         | Richardson, Jesper.         |
| Glines, Jacob T.           | Shea, John B.               |
| Hardy, Noah L.             | Spaulding, Timothy G.       |
| Hastings, Thomas J.        | Sprague, Leander.           |
| Hathaway, Thomas B.        | Swift, Van Rensselaer.      |
| Hildreth, James, 2d.       | Walton, Solon.              |
| Hooper, John H.            | Warren, Alonzo.             |
| Humphrey, John.            | White, Daniel N.            |
| Hyde, Henry D.             | Whitehouse, Sydney F.       |
| Ingalls, Charles H.        | Wilson, George A.           |
| Jackson, John.             | Wood, Solon.                |
| Jager, Charles V.          | Wright, John H.             |
| Jenkins, Edward J.         |                             |

## NAYS.

|                             |                           |
|-----------------------------|---------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Bancroft, Alonzo. |
| Allen, Charles H.           | Barnes, Charles E.        |
| Ames, James H.              | Barnes, Sidney.           |
| Baker, George M.            | Bartlett, James E. T.     |

Messrs. Beach, Theodore D.  
 Beal, Melvin.  
 Belcher, George C.  
 Bird, Francis W.  
 Blanchard, William.  
 Bliss, William B.  
 Bolles, Matthew.  
 Bonney, Henry C.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Luther J.  
 Bush, Charles W.  
 Case, Charles A.  
 Chamberlain, Alvin B.  
 Coffin, Samuel.  
 Colburn, George F.  
 Converse, Elisha S.  
 Cook, William H.  
 Cornell, John.  
 Cowdrey, George A.  
 Curtis, Jason L.  
 Cushing, Levi L., jun.  
 Davis, Charles A.  
 Doane, Abiathar.  
 Dunham, Jarvis N.  
 Eager, Edward R.  
 Ellis, W. Irving.  
 Emory, James W.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Lucius.  
 Flood, John T.  
 French, Gardner.  
 Galligan, John H.  
 Greene, Thomas R.  
 Hale, Edwin B.  
 Hart, John W.  
 Haskell, Edward H.  
 Hathaway, Rawson.  
 Hawks, Alanson K.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Howe, Asa F.  
 Howe, Simon H.  
 Howe, William.  
 Howes, Thomas P.  
 Johnson, Henry A.

Messrs. Jones, Augustine.  
 Kimball, Ensign.  
 Knowlton, Marcus P.  
 Leonard, James F.  
 Lewis, John A.  
 Lincoln, George C.  
 Lovell, Andrew.  
 Lovell, John D.  
 Lowther, George W.  
 Macomber, Pardon.  
 Manning, William.  
 Marlbor, John.  
 Marsh, Edwin W.  
 Marshall, George S.  
 McPherson, Eben'r M.  
 Merriam, Artemus.  
 Merritt, Amos W.  
 Morton, Elbr'ge G., jun.  
 Moseley, Frederick P.  
 Newton, John F.  
 Noble, Joseph G.  
 Noyes, Charles J.  
 Oakman, William C.  
 Osgood, Charles S.  
 Otis, John L.  
 Paddock, Henry.  
 Paige, Calvin D.  
 Paige, Lucius R.  
 Parmenter, J. Sumner.  
 Peck, William G.  
 Perry, Josiah.  
 Pike, James D.  
 Pillsbury, Albert E.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Prescott, Charles J.  
 Rand, Oliver J.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, William, jun.  
 Rice, George W.  
 Richards, James H.  
 Ricker, John W.  
 Robinson, William.  
 Russell, Solomon N.  
 Sanford, Baalis, jun.  
 Sargent, Edmund P.  
 Sargent, Lucius M.  
 Smith, Matthew.  
 Smyth, William A. S.

|                             |                         |
|-----------------------------|-------------------------|
| Messrs. Spaulding, Pliny F. | Messrs. Walsh, James L. |
| Stackpole, Stephen A.       | Washburn, John D.       |
| Stiles, Henry S.            | Webster, Abel.          |
| Stone, Eben F.              | Webster, Edwin R.       |
| Stuart, William J.          | Wentworth, Samuel H.    |
| Taft, Zadok A.              | White, Newton.          |
| Thomas, Edward I.           | Whitehead, Joseph.      |
| Thompson, Leonard, jun.     | Whitmore, Charles S.    |
| Thurston, Charles F.        | Wilder, Sydney.         |
| Tilton, John W.             | Winn, John.             |
| Underwood, Horace.          | Wiswell, Joseph.        |
| Wade, Levi C.               | Wonson, Charles H.      |
| Wadsworth, Alexander.       | Wyman, Oliver B.        |
| Wales, Abijah T.            |                         |

Yeas, 71 ; nays, 135.

On request of Mr. Read of Lowell, the yeas and nays were ordered on the main question ; and, the roll being called, the resolutions, as amended, were adopted by a vote of 145 yeas to 57 nays, as follows : —

#### YEAS.

|                             |                             |
|-----------------------------|-----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Converse, Elisha S. |
| Allen, Charles H.           | Cook, William H.            |
| Ames, James H.              | Cornell, John.              |
| Baker, George M.            | Cowdrey, George A.          |
| Bancroft, Alonzo.           | Curtice, John W.            |
| Barnes, Charles E.          | Curtis, Jason L.            |
| Barnes, Sidney.             | Curtis, Orson B.            |
| Bartlett, James E. T.       | Cushing, Levi L., jun.      |
| Beach, Theodore D.          | Davis, Charles A.           |
| Beal, Melvin.               | Dunham, Jarvis N.           |
| Belcher, George C.          | Eager, Edward R.            |
| Bird, Francis W.            | Ellis, W. Irving.           |
| Blanchard, William.         | Emory, James W.             |
| Bliss, William B.           | Fairbank, John B.           |
| Bolles, Matthew.            | Field, Lucius.              |
| Bonney, Henry C.            | Field, Ralph A.             |
| Brackett, John Q. A.        | Galligan, John H.           |
| Brigham, George O.          | Gilman, Freeman L.          |
| Brooks, William A.          | Greene, Thomas R.           |
| Brown, Luther J.            | Hart, John W.               |
| Burnett, Martin W.          | Haskell, Edward H.          |
| Bush, Charles W.            | Hastings, Thomas J.         |
| Case, Charles A.            | Hathaway, Rawson.           |
| Chamberlain, Alvin B.       | Hawks, Alanson K.           |
| Clark, Leonard.             | Hawkes, Nathan M.           |
| Coffin, Samuel.             | Hayden, George F.           |
| Colburn, George F.          | Hildreth, James, 2d.        |

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs. Hill, Clement H.</b> | <b>Messrs. Powers, Henry W.</b> |
| Hill, Hamilton A.               | Prescott, Charles J.            |
| Hooper, John H.                 | Pynchon, William.               |
| Howe, Asa F.                    | Rand, Oliver J.                 |
| Howe, Simon H.                  | Randall, David.                 |
| Howe, William.                  | Ranlett, Charles E.             |
| Howes, Thomas P.                | Read, William A.                |
| Jenkins, Edward J.              | Reed, William, jun.             |
| Jennings, Andrew J.             | Rice, George W.                 |
| Johnson, Henry A.               | Richards, James H.              |
| Jones, Augustine.               | Ricker, John W.                 |
| Kimball, Ensign.                | Robinson, William.              |
| Knowlton, Marcus P.             | Russell, Solomon N.             |
| Leighton, Edwin F.              | Sanford, Baalis, jun.           |
| Leonard, James F.               | Sargent, Edmund P.              |
| Lewis, John A.                  | Sargent, Lucius M.              |
| Lincoln, George C.              | Smith, Matthew.                 |
| Lovell, Andrew.                 | Smyth, William A. S.            |
| Lovell, John D.                 | Spaulding, Pliny F.             |
| Lowther, George W.              | Stackpole, Stephen A.           |
| Macomber, Pardon.               | Stiles, Henry S.                |
| Macomber, William P.            | Stuart, William J.              |
| Manning, William.               | Taft, Zadok A.                  |
| Marlor, John.                   | Thomas, Edward I.               |
| Marsh, Edwin W.                 | Thompson, Leon'd, jun.          |
| Marshall, George S.             | Thurston, Charles F.            |
| McPherson, Eben'r M.            | Tilton, John W.                 |
| Merriam, Artemus.               | Underwood, Horace               |
| Merritt, Amos W.                | Wade, Levi C.                   |
| Moors, Albert.                  | Wadsworth, Alexander.           |
| Morton, Elbridge G., jun.       | Wales, Abijah T.                |
| Moseley, Frederick P.           | Walsh, James L.                 |
| Newton, John F.                 | Washburn, John D.               |
| Nickerson, Richard E.           | Webster, Abel.                  |
| Noble, Joseph G.                | Webster, Edwin R.               |
| Noyes, Charles J.               | Wentworth, Samuel H.            |
| Osgood, Charles S.              | White, Daniel N.                |
| Otis, John L.                   | White, Newton.                  |
| Paige, Calvin D.                | Whitehead, Joseph.              |
| Paige, Lucius R.                | Whitmore, Charles S.            |
| Parmenter, J. Sumner.           | Wilder, Sydney.                 |
| Peck, William G.                | Winn, John.                     |
| Perry, Josiah.                  | Wiswell, Joseph.                |
| Pike, James D.                  | Wonson, Charles H.              |
| Pillsbury, Albert E.            | Wyman, Oliver B.                |
| Potter, Timothy D.              |                                 |

## NAYS.

|                            |                           |
|----------------------------|---------------------------|
| Messrs. Andrews, Israel W. | Messrs. Jager, Charles V. |
| Baker, John I.             | Kelley, Joseph J.         |
| Barrett, George V.         | Kelly, Jarvis P.          |
| Bartholomew, Elisha P.     | Mahon, John.              |
| Billings, Joseph.          | Mahony, James T.          |
| Carberry, William H.       | Marden, Frederic A.       |
| Clough, Benjamin.          | McGibbons, Samuel S.      |
| Cobb, Philander.           | McGlynn, Patrick M.       |
| Coffin, Hiram B.           | Moore, Phillips.          |
| Cooke, Hiram N.            | Murphy, Patrick F.        |
| Cornish, Israel C.         | Norton, Eugene L.         |
| Cummings, John W.          | Nugent, James H.          |
| Cunningham, Thomas.        | O'Neil, Joseph H.         |
| Daly, Anthony C.           | Packard, Henry B.         |
| Davis, Robert L.           | Paddock, Henry.           |
| Desmond, Cornelius.        | Partridge, David A.       |
| Doane, Abiathar.           | Price, George.            |
| Doherty, Daniel.           | Reed, William.            |
| Fish, Isaiah.              | Richardson, Jesper.       |
| Flood, John T.             | Shea, John B.             |
| French, Gardner.           | Spaulding, Timothy G.     |
| Gardner, Nelson.           | Swift, Van Rensselaer.    |
| Glines, Jacob T.           | Walton, Solon.            |
| Hardy, Noah L.             | Warren, Alonzo.           |
| Hathaway, Thomas B.        | Whitehouse, Sydney F.     |
| Humphrey, John.            | Wilson, George A.         |
| Hyde, Henry D.             | Wood, Solon.              |
| Ingalls, Charles H.        | Wright, John H.           |
| Jackson, John.             |                           |

Yeas, 145 ; nays, 57.

The resolutions as adopted by the House were as follows :

*Resolved*, That gold is the least fluctuating and best standard of the money-values of the nation ; and that any attempt to pay the public debt in a depreciated currency, whether of paper or silver, would be a violation of the public faith, and an injury to the national credit and the public welfare.

*Resolved*, That, in the name of the people of Massachusetts, we do therefore earnestly remonstrate and protest against the passage by Congress of any bill which shall in any degree impair the present gold standard of value established by law in the United States.

*Resolved*, That his Excellency the Governor be requested to transmit copies of these resolutions to the President of

the United States, and to the senators and representatives from Massachusetts in Congress.

Sent up for concurrence in the amendments.

The report of the Committee on Expenditures, inexpedient to legislate, on orders relating to reduction of the rate of interest on indebtedness to the Commonwealth of towns and cities, was further considered. The pending motion of Mr. Cook of Milford, to amend by substituting a Bill to establish the rate of interest to be paid on notes and bonds held by the Commonwealth against cities and towns, was rejected; and the report was accepted, and sent up for concurrence.

At 4.20 adjourned.

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WEDNESDAY, Feb. 13, 1878.

Met according to adjournment.

Prayer was offered by Rev. Mr. Sargent of Grafton, a member of the House.

*Petitions Presented.*

By Mr. Washburn of Worcester, remonstrance of Jerome Marble and others, against any change in the present dog law. Dog law.

By Mr. Knowlton of Springfield, petition of C. C. Meritt and others, for a reduction of the tax upon the owners of dogs. Ibid.

Severally referred to the committee on Agriculture.

By Mr. Knowlton of Springfield, petition of the mayor and aldermen of Springfield, for re-imbursement for money paid for rent of headquarters for militia. Referred to the committee on Claims. Springfield — armory-rent.

By Mr. Curtice of Hinsdale, petition of the selectmen of Windsor, for an act to legalize the vote whereby said town re-established the school-district system. Referred to the committee on Education. Windsor-school-district system.

By Mr. Barnes of Plymouth, petition of W. T. Davis and others, for an appropriation of ten thousand dollars, to complete the National Monument to the Forefathers of this Commonwealth, now being erected in Plymouth. Referred to the committee on Expenditures. Plymouth National Monument.



- Ten-hour law.** By Mr. Mellen of Worcester, remonstrances of Jennie Nelson and others, and of A. E. Carr and others, — severally against the repeal of the ten-hour law.
- Convict labor.** By the same gentleman, petition of John Timon and 94 others, for a law prohibiting the leasing of convict labor.  
Severally referred to the committee on Labor.
- West Springfield and Springfield.** By Mr. Bartholomew of West Springfield, petition of I. J. Shepardson and others, citizens of West Springfield; and, by Mr. Knowlton of Springfield, petition of Edward H. Lathrop and others, — severally for the annexation of the southerly portion of West Springfield to the city of Springfield.  
Severally referred to the committee on Towns.
- Worcester — Tatnuck Brook.** By Mr. Goulding of Worcester, petition of the city of Worcester, for an act authorizing said city to take water from Tatnuck Brook. Referred to the committee on Water Supply and Drainage.  
Severally sent up for concurrence.
- Chatham.** By Mr. Doane of Harwich, petition of Levi Atwood and others of Chatham, for an act to legalize the doings of said town in electing a moderator for certain town-meetings. Referred to the committee on the Judiciary.

### Orders.

- Truancy.** On motion of Mr. Brackett of Boston, —  
*Ordered*, That the committee on Education consider whether any further legislation is necessary for the prevention of truancy, and for securing the attendance of children at school.  
Sent up for concurrence.
- Judgment debtors.** On motion of Mr. Gargan of Boston, —  
*Ordered*, That the committee on the Judiciary consider the expediency of repealing chapter 250 of the Acts of the year 1877, relative to the arrest and examination of judgment debtors.
- Witnesses.** On motion of Mr. C. H. Hill of Boston, —  
*Ordered*, That the committee on the Judiciary consider the expediency of passing a law for the protection of witnesses testifying before a legislative committee, against being called in question, for matters testified to by them, before such a committee elsewhere.

On motion of Mr. Thomas of Brookline, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the laws in regard to the commitment of prisoners to the Reformatory Prison for Women. Women prisoners.

On motion of Mr. Hawks of Shelburne, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of amending the laws, so that justices of the peace may have jurisdiction to try civil cases, and issue warrants in criminal cases. Justices of the peace.

On motion of Mr. Galligan of Taunton, —

*Ordered*, That the committee on Probate and Chancery inquire into the expediency of amending section 1, chapter 5, of the Acts of the year 1862, relating to the holding of the Probate Court in the month of July, for the county of Bristol. Bristol County Probate Courts.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of authorizing cities and towns to pass by-laws and ordinances for the protection of travellers upon the streets from snow-slides and other like dangers. Snow-slides.

*Introduced on Leave.*

By Mr. Wade of Newton, a Bill to amend "An Act to prevent livery-stables from being erected in certain places in the town of Boston." Boston livery-stables.

By Mr. Cummings of Fall River, a Bill to provide for the punishment of drunkenness for the first and second offence. Drunkenness.

Severally read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

The following papers were referred in concurrence :

Petition of Jonathan Browne and others, for relief from the present method of taxing corporate property situated in other States, by the towns and cities of Massachusetts. To the committee on Taxation. Taxation of corporate property.

Petition of Timothy Murphy, for State aid ; and  
Petition of O. S. Paige, mayor of Taunton, for re-imbursement of money paid for armory-rent. T. Murphy.  
Taunton.

Severally to the committee on claims.

Biennial  
sessions and  
elections.

Petition of B. A. Corbin and 72 others of Webster, for biennial sessions of the General Court and biennial elections of state officers. To the committee on Constitutional Amendments.

Merrimack  
River.

Petition of Jonathan Morrill, in relation to fishing with seines in Merrimack River. To the committee on the Fisheries.

American  
Molded Collar  
Company.

Petition of the American Molded Collar Company, for authority to issue shares at a par value of fifty dollars each. To the committee on Manufactures.

Railroad  
bridges.

Petition of Samuel W. Winslow, relative to the passage of trains of cars over railroad bridges while a train on another railroad is passing under said bridges. To the committee on Railroads.

Boston and Al-  
bany Railroad  
State Directors.

*Ordered*, In concurrence, that Tuesday, Feb. 19, 1878, at three o'clock, P.M., be assigned for a convention of both branches, for the purpose of choosing three directors on the part of the Commonwealth, of the Boston and Albany Railroad Company, for the term of two years.

Birds.

A Bill to amend section 1 of chapter 95 of the Acts of 1877, concerning birds, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Agriculture.

Fishes.

A Bill to amend chapter 384 of the Acts of the year 1869, concerning cultivation of fishes, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on the Fisheries.

Contagious dis-  
eases among  
animals.

A Bill to prevent the spreading of contagious and infectious diseases among domestic animals, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

Vine-street  
Congregational  
Society.

A Bill to change the name of the Vine-street Congregational Society in Boston, passed to be engrossed by the Senate, was read, and ordered to a second reading.

### *Bill Enacted.*

Bill enacted.

An engrossed Bill in relation to certain fire-insurance companies of other States (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

*Report of a Committee.*

By Mr. Stackpole of Boston, from the committee on E. C. Capen.  
Claims, leave to withdraw on the petition of Eliza C. Capen, for State aid. Read, and placed in the orders of the day for to-morrow.

*Orders of the Day.*

## Reports :

Of the committee on Claims, leave to withdraw, on petition of Bridget Murphy, for State aid, and a petition in aid of the same ; also Orders of the day.

On the petition of David Pulsifer, for editing and transcribing ancient records ;

Of the committee on Harbors, inexpedient to legislate on an order relative to applying to Congress for aid in constructing the Cape Cod Ship Canal ; also

On an order relative to the construction of the Cape Cod Ship Canal, under the supervision and control of the Commonwealth ;

Were severally accepted, and sent up for concurrence.

The report of the committee on Printing, that the order relative to printing the evidence taken before the committee on Claims, on petition of Amaziah Mayo, ought to be adopted, was accepted in concurrence.

The consideration of the Resolve relative to printing the General Railroad Laws, was, on motion of Mr. Bird of Walpole, postponed until to-morrow.

## Bills :

To authorize the Pierce Academy, in the town of Middleborough, to hold additional real and personal estate ; and

To incorporate the Third Congregational Church in Chelsea ;

Were severally read, and ordered to a third reading.

## Bills :

To incorporate the Lee Water Company ; and

To prescribe the method of electing boards of health in towns ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 3.10 adjourned.

Biennial  
sessions and  
elections.

Petition of B. A. Corbin and 72 others of Webster, for biennial sessions of the General Court and biennial elections of state officers. To the committee on Constitutional Amendments.

Merrimack  
River.

Petition of Jonathan Morrill, in relation to fishing with seines in Merrimack River. To the committee on the Fisheries.

American  
Molded Collar  
Company.

Petition of the American Molded Collar Company, for authority to issue shares at a par value of fifty dollars each. To the committee on Manufactures.

Railroad  
bridges.

Petition of Samuel W. Winslow, relative to the passage of trains of cars over railroad bridges while a train on another railroad is passing under said bridges. To the committee on Railroads.

Boston and Al-  
bany Railroad  
State Directors.

*Ordered*, In concurrence, that Tuesday, Feb. 19, 1878, at three o'clock, P.M., be assigned for a convention of both branches, for the purpose of choosing three directors on the part of the Commonwealth, of the Boston and Albany Railroad Company, for the term of two years.

Birds.

A Bill to amend section 1 of chapter 95 of the Acts of 1877, concerning birds, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Agriculture.

Fishes.

A Bill to amend chapter 384 of the Acts of the year 1869, concerning cultivation of fishes, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on the Fisheries.

Contagious dis-  
eases among  
animals.

A Bill to prevent the spreading of contagious and infectious diseases among domestic animals, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

Vine-street  
Congregational  
Society.

A Bill to change the name of the Vine-street Congregational Society in Boston, passed to be engrossed by the Senate, was read, and ordered to a second reading.

### *Bill Enacted.*

Bill enacted.

An engrossed Bill in relation to certain fire-insurance companies of other States (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

*Report of a Committee.*

By Mr. Stackpole of Boston, from the committee on E. C. Capen.  
Claims, leave to withdraw on the petition of Eliza C.  
Capen, for State aid. Read, and placed in the orders of  
the day for to-morrow.

*Orders of the Day.*

## Reports :

Of the committee on Claims, leave to withdraw, on peti- Orders of the  
tion of Bridget Murphy, for State aid, and a petition in aid day.  
of the same; also

On the petition of David Pulsifer, for editing and tran-  
scribing ancient records;

Of the committee on Harbors, inexpedient to legislate  
on an order relative to applying to Congress for aid in con-  
structing the Cape Cod Ship Canal; also

On an order relative to the construction of the Cape Cod  
Ship Canal, under the supervision and control of the Com-  
monwealth;

Were severally accepted, and sent up for concurrence.

The report of the committee on Printing, that the order  
relative to printing the evidence taken before the commit-  
tee on Claims, on petition of Amaziah Mayo, ought to be  
adopted, was accepted in concurrence.

The consideration of the Resolve relative to printing the  
General Railroad Laws, was, on motion of Mr. Bird of  
Walpole, postponed until to-morrow.

## Bills:

To authorize the Pierce Academy, in the town of Mid-  
dleborough, to hold additional real and personal estate;  
and

To incorporate the Third Congregational Church in  
Chelsea;

Were severally read, and ordered to a third reading.

## Bills:

To incorporate the Lee Water Company; and

To prescribe the method of electing boards of health in  
towns;

Were severally read a third time, passed to be engrossed,  
and sent up for concurrence.

At 3.10 adjourned.

THURSDAY, Feb. 14, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

- Dog law.** By Mr. Smith of Middlefield, petition of C. P. Hewitt and others, for a more stringent dog law. Referred to the committee on Agriculture.
- Old South.** By Mr. Davis of Watertown, petition of George W. Ware and others; by Mr. Dunham of Pittsfield, petition of Paul A. Chadbourne and others; by Mr. C. H. Hill of Boston, petition of Charles B. Rice and others; by Mr. Wadsworth of Boston, petition of William D. Peck and others; by Mr. Baker of Beverly, petition of John W. Wheeler and others, — severally in aid of the preservation of the Old South Meeting-House. Severally Referred to the Committee on Federal Relations.
- Mashpee.** By Mr. Brackett of Boston, petition of Silas P. Pells and others, for an act to preserve and regulate the eel-fishery in the town of Mashpee. Referred to the committee on the Fisheries.
- Convict labor.** By Mr. Partridge of Medway, petition of Charles E. Williams and others, for a law prohibiting the leasing of convict labor. Referred to the committee on Labor.
- Brewster Ladies' Library Association.** By Mr. Warren of Boston, petition of Mary F. Knowles and others, for incorporation as the Brewster Ladies' Library Association. Referred to the committee on Mercantile Affairs.
- Boston and Poughkeepsie Railroad.** By Mr. Bliss of Great Barrington, petitions of S. B. Dewey and 12 others; of D. Dalzell and Sons and 58 others; of Beardsley and Phelps and 15 others, — severally in aid of the petition of the Boston and Poughkeepsie Railroad Company.  
Severally referred to the committee on Railroads.
- Thurlow's Bridge.** By Mr. Stone of Newburyport, petition of the town of Newbury, for a law authorizing the county commissioners to indemnify said town for expenses incurred in rebuilding Thurlow's Bridge. Referred to the committee on Roads and Bridges.  
Severally sent up for concurrence.

*Orders.*

On motion of Mr. Mellen of Worcester, —

*Ordered,* That the committee on Education consider the expediency of amending chapter 285 of the Acts of the year 1867, so as to make it a condition that young persons under the age of thirteen years be not employed in manufacturing establishments, without having previously acquired a certain amount of education; say, ability to read a passage in some elementary book, and also to write name, age, and place of residence. Education of children.

Sent up for concurrence.

On motion of Mr. Putnam of Salem, —

*Ordered,* That the committee on the Judiciary consider the expediency of providing by statute, that, in all cases of a recount of votes by the board of aldermen of cities, one of the ward officers who made the original count may be present when such recount is made. Recounts.

On motion of Mr. Osgood of Salem, —

*Ordered,* That the committee on Probate and Chancery consider the expediency of providing by statute, that the judge of probate in any county may adjourn any regular term of the Probate Court to any city or town within his jurisdiction, when, in his opinion, such adjournment is for the interest of all parties concerned. Probate Courts.

*Introduced on Leave.*

By Mr. Whitmore of Framingham, a Resolve concerning the highway near the State camp-ground at South Framingham. Read, referred to the committee on Military Affairs, and sent up for concurrence. State camp-ground.

*Papers from the Senate.*

Papers were referred in concurrence, as follows:

Petitions of Emmons Twichell and 9 others of Brookfield; and of Joseph K. Jenness and 50 others of Haverhill, — severally for biennial sessions of the General Court and biennial elections of State officers. Severally to the committee on Constitutional Amendments. Biennial sessions.

Petition of B. F. Davis and 35 others of Enfield, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged. To the committee on Taxation. Taxation of mortgages.



Horse-trots.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of withholding the payment of State bounty to any agricultural society which shall bestow any premium or gratuities on trials of the speed of horses.

*Bill Enacted.*

Bill enacted.

An engrossed Bill to provide moneys for the law library of Franklin County (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Dogs.

By Mr. Baker of Lincoln, from the committee on Agriculture, leave to withdraw, on the petition of Nahum Fisher and others of Westborough, for a law by which the number of the canine race shall be reduced.

Promptly paid taxes.

By Mr. H. A. Hill of Boston, from the committee on Taxation, inexpedient to legislate, on an order relative to repealing laws authorizing discount on promptly paid taxes.

Severally read, and placed in the orders of the day for to-morrow.

Dogs.

By Mr. Baker of Lincoln, from the committee on Agriculture, that the Bill (on leave) to amend an act concerning dogs, and for the protection of sheep and other domestic animals, ought not to pass.

Savings-Bank Commissioners.

By Mr. Bird of Walpole, from the committee on Finance, that the Senate Bill to provide for the printing of certain extra copies of the Savings-Bank Commissioners' Report ought not to pass.

Severally placed in the orders of the day for to-morrow, the question, in each case, being on the rejection of the bill.

Grand Union Wharf and Depot Company.

By Mr. Jenkins of Boston, from the committee on Mercantile Affairs, on a petition, a Bill to incorporate the Grand Union Wharf and Depot Company in East Boston.

Brockton.

By Mr. Warren of Boston, from the committee on Water Supply and Drainage, on a petition and remonstrance, a Bill to supply the town of Brockton with pure water.

Taunton.

By Mr. Reed of Taunton, from the same committee, on the petition of the mayor of Taunton, a Bill to amend section 7 of chapter 217 of the Acts of the year 1875, making the commissioners of the sinking-funds of the city of Taunton trustees of the water loan sinking-fund.

By Mr. Dunham of Pittsfield, from the committee on Insurance, on a communication from the Insurance Commissioner, a Bill to amend section 10 of chapter 375 of the Acts of the year 1872, relating to the organization of mutual fire-insurance companies.

Mutual fire-insurance companies.

Severally read, and ordered to a second reading.

### *Reconsideration.*

On motion of Mr. Kelley of Cambridge, the House reconsidered the vote whereby the report of the committee on Claims, leave to withdraw on petition of Bridget Murphy, for State aid, was yesterday accepted. On further motion of the same gentleman, the vote whereby the House refused to amend the report, by substituting a Resolve in favor of Bridget Murphy of Merrimack, was also reconsidered. The question then recurring on so amending the report, the amendment was adopted; and the resolve so substituted was referred, under the rule, to the committee on Finance.

Bridget Murphy.

### *Orders of the Day.*

The Resolve relative to printing the General Railroad Laws was further considered, and, after debate, rejected, as recommended by the committee on Finance.

Orders of the day.

The report of the committee on Claims, leave to withdraw on petition of Eliza C. Capen, for State aid, was accepted, and sent up for concurrence.

The Bill to change the name of the Vine-street Congregational Society in Boston was read, and ordered to a third reading.

#### Bills:

To authorize the Pierce Academy, in the town of Middleborough, to hold additional real and personal estate; and

To incorporate the Third Congregational Church in Chelsea;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 3.25 adjourned.

FRIDAY, Feb. 15, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*Attleborough  
Bank.

By Mr. Thomas of Brookline, petition of D. Evans and others, for the revival of the charter of the Attleborough Bank for certain purposes. Referred to the committee on Banks and Banking.

Old South.

By Mr. Walton of Wakefield, petition of John Winship and another; by Mr. Potter of Palmer, petition of William Holbrook and 27 others; by Mr. Cornell of Andover, petition of John L. Taylor and 35 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

Perch.

By Mr. Barnes of Plymouth, petition of William H. Nelson and others, for a law to regulate the taking of perch in the waters of the Commonwealth.

Trout.

By Mr. White of Hancock, petition of R. L. Mason and others, for a law to regulate the taking of trout.

Severally referred to the committee on the Fisheries.

Newburyport  
Fire-Insurance  
Company.

By Mr. Stone of Newburyport, petition of the Newburyport Mutual Fire Insurance Company, for extension of its charter. Referred to the committee on Insurance.

Lumber.

By Mr. Locke of Boston, petition of A. G. Baxter and others, for a modification of the law relative to the re-survey of lumber. Referred to the committee on Mercantile Affairs.

Boston and  
Poughkeepsie  
Railroad.

By Mr. Wilcox of Sandisfield, petitions of S. W. Wright and others; of Nehemiah Palmer and others; of Edwin Adams and others, — severally in aid of the petition of the Boston and Poughkeepsie Railroad Company.

Severally referred to the committee on Railroads.

Taxation of  
foreign corpora-  
tions.

By Mr. Clark of Springfield, petition of E. W. Bond and others, relative to taxation of shareholders in corporate property situated in other States. Referred to the committee on Taxation.

Edgartown.

By Mr. Brown of Fitchburg, petition of T. S. Wilson and others of Fitchburg; by Mr. Clough of Tisbury, petitions of I. W. Norton and of Henry Bradley and others; by Mr. Cornish of New Bedford, petitions of T. T. Baxter

and another, and of Benjamin H. Waite and others; by Mr. Wales of Attleborough, petition of J. D. Richards and others, — severally in aid of the petition of Samuel Butler and others for a division of the town of Edgartown.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

By Mr. Hastings of Worcester, petition of S. R. Leland and 88 others of Worcester, for a law authorizing cities to grant permits to venders of certain articles to occupy the public streets. Street-venders.

By Mr. Macomber of Fall River, petition of the mayor of Fall River, for authority to fund the debt of said city to an amount not exceeding two hundred and fifty thousand dollars. Fall River debt.

By the same gentleman, petition of the mayor of Fall River, for a revision of the charter of said city. Fall River charter.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Washburn of Worcester, —

*Ordered,* That the committee on the Fisheries inquire whether any further legislation is expedient with reference to the taking of black bass, or other fish, at seasons prohibited by law. Black bass.

On motion of Mr. Baker of Beverly, —

*Ordered,* That the committee on the Fisheries be requested to consider and report whether any legislation is necessary to protect the rights of owners or lessees in the fisheries of private ponds. Private ponds.

On motion of Mr. Cushing of Cambridge, —

*Ordered,* That the committee on Military Affairs inquire and report whether any amendment be expedient in that part of section 1 of chapter 192 of the Acts of the year 1877, which limits State aid to the widows of discharged soldiers, married prior to their final discharge, and to the children of such soldiers, born prior to their discharge. State aid.

On motion of Mr. Rinn of Lawrence, —

*Ordered,* That the committee on Public Charitable Institutions be requested to consider the expediency of removing all or any of the inmates belonging to the eastern part of the State, now in the State Lunatic-Hospitals at Worcester, Taunton, and Northampton, to the State Lunatic-Hospital at Danvers. Danvers Hospital.

New-York and  
New-England  
Railroad.

On motion of Mr. Noyes of Boston, —

*Ordered*, That the committee on Railroads consider the expediency of providing by law for the annual election, by the legislature, of directors on behalf of the Commonwealth, of the New-York and New-England Railroad, and report by bill, or otherwise.

Severally sent up for concurrence.

Recount of  
votes by towns.

On motion of Mr. Gargan of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 52, chapter 376, of the General Statutes, so as to give towns the same power as cities, relative to a recount of votes.

Term fees.

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of legislating to reduce the amount of the term fee in the Supreme Judicial Court and in the Superior Court, and to limit the number of such fees which may be allowed in any case, to not more than three.

*Introduced on Leave.*

Disabled Sol-  
diers' Employ-  
ment Bureau.

By Mr. Washburn of Worcester, a Resolve in favor of the Disabled Soldiers' Employment Bureau. Read, referred to the committee on Military Affairs, and sent up for concurrence.

*Papers from the Senate.*

Taxation of cor-  
porate property.

The petition of G. Washington Warren and others, in aid of the petition of George Tyler Bigelow and others, relative to the taxation of corporate property situated in other States, was referred, in concurrence, to the committee on Taxation.

Plymouth  
National Monu-  
ment.

The petition of W. T. Davis and others, for an appropriation of ten thousand dollars, to complete the National Monument to the Forefathers of this Commonwealth, now being erected in Plymouth, which was referred by the House to the committee on Expenditures, came down referred, in non-concurrence, to the committee on Federal Relations; in which reference the House concurred.

A. Mayo.

*Ordered*, In concurrence, that the committee on Claims be authorized to send for persons and papers in the case of Amaziah Mayo and George G. Baker, for work done on the Women's Reformatory Prison at Sherborn.

A Bill relating to the restraining of dogs, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Agriculture. Restraining of dogs.

**Bills:**

Relating to the conduct of the inmates of the Reformatory Prison for Women at Sherborn (reported on the Annual Report of the Commissioners of Prisons); and Woman's Prison.

To authorize cities and towns to furnish pupils in the public schools with stationery (being a new draft of a House bill with the same title); Stationery for public schools.

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

Resolutions concerning the remonetization of silver, which had been passed in concurrence by the House, and sent up for concurrence in certain House amendments, came down recommitted to the committee on Federal Relations; in which the House concurred. Remonetization of silver.

*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, inexpedient to legislate on an order relative to annual returns by cities, under chapter 216 of the Acts of the year 1875, of persons supported and relieved. Paupers.

By Mr. Brackett of Boston, from the committee on Probate and Chancery, leave to withdraw, on petition of Eliza A. Gardner, for leave to sell certain real estate on Bridge Street in the city of Boston. E. A. Gardner.

By Mr. C. H. Hill of Boston, from the Committee on Constitutional Amendments, leave to withdraw, on petition of Perry Newhall and others of Lynn, for a constitutional amendment abolishing the Senate, limiting the House to 100 members, and limiting the pay of senators and representatives. The legislature.

By the same gentleman, from the same committee, inexpedient to legislate on orders relative to the adoption of constitutional amendments limiting the duration of sessions of the General Court, and fixing the pay of its members. Ibid.

Severally read, and placed in the orders of the day for Monday.

By Mr. Bird of Walpole, from the Committee on Finance, that the Senate Bill to prevent the spreading of contagious and infectious diseases among domestic animals ought to pass, with an amendment striking out the third Contagious diseases among animals.

section. Placed in the orders of the day for Monday for a second reading.

Boston Municipal Court.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Bill (on leave) relating to the jurisdiction of the Municipal Court of the city of Boston ought to pass in a new draft, entitled "A Bill to confer jurisdiction upon certain municipal courts in Boston over the islands and waters of Boston Harbor."

Dower.

By Mr. Knowlton of Springfield, from the same committee, on an order, a Bill to amend section 2 of chapter 135 of the General Statutes, relating to the recovery of dower.

Witnesses.

By Mr. C. H. Hill of Boston, from the same committee, on an order, a Bill to protect witnesses testifying before the legislature or before legislative committees.

Attorneys of foreign insurance companies.

By Mr. Dunham of Pittsfield, from the committee on Insurance, on a special communication from the Insurance Commissioner, relative to changes in the existing laws; a

Dividends of insurance companies.

Bill relating to the attorney in this Commonwealth, of insurance-companies of other states and countries; and a

Bill relating to dividends of joint-stock fire, marine, and fire-marine insurance companies.

Massachusetts Central Railroad.

By Mr. Osgood of Salem, from the committee on Railroads, on a petition, a Bill to extend the time for applications for damages for land taken for the location of the Massachusetts Central Railroad.

Company C, Eighth Regiment.

By Mr. Bird of Walpole, from the committee on Finance, that the Resolve in favor of Company C, Eighth Regiment Massachusetts Volunteer Militia ought to pass in a new draft with the same title.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the day.

#### Reports:

Of the committee on Agriculture, leave to withdraw, on petition of Nahum Fisher and others, for a law by which the number of the canine race shall be reduced; and

Of the committee on Taxation, inexpedient to legislate, on an order relative to repealing all laws authorizing a discount for the prompt payment of taxes (a motion of Mr. Wales of Attleborough to amend by substituting a bill having been lost);

Were severally accepted, and sent up for concurrence.

The Bill (on leave) to amend an act concerning dogs,



and for the protection of sheep and other domestic animals, was rejected, as recommended by the committee on Agriculture.

The Bill to provide for the printing of certain extra copies of the Savings-Bank Commissioners' Report was considered, and, its rejection being negatived, the bill was placed in the orders of the day for Monday, for a second hearing.

**Bills:**

To amend section 10 of chapter 375 of the Acts of the year 1872, relating to the organization of mutual fire-insurance companies;

To incorporate the Grand Union Wharf and Depot Company in East Boston;

To supply the town of Brockton with pure water; and

To amend section 7 of chapter 217 of the Acts of the year 1875, making the commissioners of the sinking-funds of the city of Taunton trustees of the water loan sinking-fund;

Were severally read, and ordered to a third reading.

The Bill to change the name of the Vine-street Congregational Society in Boston was read, and passed to be engrossed in concurrence.

At 4.25 adjourned.

MONDAY, Feb. 18, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Newton of Boston, petition of Amanda M. Lougee and others, that women who pay taxes in this Commonwealth may vote at municipal elections. Referred to the committee on Woman Suffrage. Municipal woman suffrage.

By Mr. O'Neil of Boston, petition of Marcella Woods, for State aid. Referred to the committee on Claims. M. Woods.

By Mr. Mahon of Hopkinton, petition of John A. Fitch and 15 others; by Mr. Webster of Lawrence, petition of Milton Bonney and 30 others; by Mr. Pillsbury of Boston, petition of Eli R. Chase and 32 others; by Mr. Wilder of Old South.



Lowell, petition of Nathan Crosby and 87 others,—severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

**Buzzard's Bay.** By Mr. Everett of Wareham, remonstrance of Galen Humphrey and others, against a law permitting seining in Buzzard's Bay. Referred to the committee on the Fisheries.

**Ten-hour law.** By Mr. Mellen of Worcester, remonstrance of David Goggin and 54 others, against the repeal of the ten-hour law. Referred to the committee on Labor.

**Liquor law.** By Mr. Barnes of Plymouth, petition of Alfred P. Weston and 263 others, for a repeal of the present license law, and a re-enactment of the prohibitory law. Referred to the committee on the Liquor Law.

**Lumber.** By Mr. Potter of Palmer, petition of O. B. Smith and others; by Mr. Moseley of Boston, petitions of William H. Leatherbee and Son and 34 others, and of Shepard Hall and Company and others; by Mr. Hawkes of Lynn, petition of S. N. Breed and Company and others,—severally for a modification of the law relative to the re-survey of lumber.

Severally referred to the committee on Mercantile Affairs.

**Springfield, Athol, and North-eastern Railroad.** By Mr. Osgood of Salem, petition of Leonard Clark, for the passage of an act to re-organize the Springfield, Athol, and North-eastern Railroad Company. Referred to the committee on Railroads.

**Taxation of corporate property.** By Mr. Wiggin of Lowell, petition of Samuel G. Parker and others, for a change in the laws relative to taxation of corporate property situated in other States. Referred to the committee on Taxation.

Severally sent up for concurrence.

**Lynn public landing.** By Mr. Hawkes of Lynn, petition of the mayor of Lynn, for authority to control, manage, lease, and convey the public landing-place of said city.

**Lynn sewer-assessments.** By the same gentleman, petition of the mayor of Lynn, for an act to improve the method of making sewer assessments in Lynn.

**Salem City Council.** By Mr. Osgood of Salem, remonstrance of Gilbert L. Streeter and 88 others of Salem, against any change in the tenure of office of the aldermen and councilmen of said city.

By the same gentleman, petition of the city of Salem, Salem charter.  
for such an amendment of its charter as will provide for  
the election of seven members of the board of aldermen.

By the same gentleman, petition of the city of Salem, ibid.  
for such an amendment of its charter as will provide for  
the election of aldermen and councilmen for the term of  
two years, one-half to be chosen each year.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Smyth of Worcester, —

*Ordered*, That the committee on Insurance inquire into  
the expediency of amending chapter 141 of the Acts of  
the year 1873, in relation to the taxation of insurance  
companies. Taxation of in-  
surance com-  
panies.

On motion of Mr. Washburn of Worcester, —

*Ordered*, That the committee on Public Charitable In-  
stitutions inquire into the expediency of so amending  
chapter 44 of the Resolves of the year 1851, and chapter  
26 of the Resolves of the year 1861, that the trustees for  
the Massachusetts School for Idiotic and Feeble-minded  
Youth, therein provided for, shall be appointed by the Gov-  
ernor and Council for a definite term, or of providing by  
statute for the fixing of term of said appointments. Idiotic and  
feeble-minded  
youth.

Severally sent up for concurrence.

On motion of Mr. Wentworth of Boston, —

*Ordered*, That the committee on the Judiciary inquire  
as to the expediency of providing by law that no tax sale  
heretofore made shall be held invalid by reason of the col-  
lector's notice of sale containing the words "or such undi-  
vided portions thereof as may be necessary. Tax sales.

### *Introduced on Leave.*

By Mr. Paige of Southbridge, a Bill to amend section 1  
of chapter 59 of the Acts of the year 1867, concerning the  
protection of camp-meetings. Read, and referred to the  
committee on Parishes and Religious Societies. Camp-meetings.

By Mr. Washburn of Worcester, a Resolve in favor of  
the Massachusetts School for Idiotic and Feeble-minded  
Youth. Read, and referred to the committee on Public  
Charitable Institutions. Idiotic and  
feeble-minded  
youth.

By Mr. Kelley of Cambridge, a Bill to amend chapter  
183 of the Acts of the year 1862, being an act in relation Collection of  
taxes.

to the collection of taxes. Read, and referred to the committee on Taxation.

Severally sent up for concurrence.

Trustees and  
trust estates.

By Mr. Pillsbury of Boston, a Bill relating to trustees and trust estates. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

The following papers were referred in concurrence :

Municipal  
woman suffrage.

Petitions of Maria B. Russell and others, Mrs. M. Longley and others, and James Smith and others, that women who pay taxes may be allowed to vote for county and municipal officers. Severally to the committee on Woman Suffrage.

Boston, Hoosac  
Tunnel, and  
Western Rail-  
road.

Petition of the Boston, Hoosac Tunnel, and Western Railroad, relative to the Troy and Greenfield Railroad in the State of Vermont. To the committee on the Hoosac Tunnel, and Troy and Greenfield Railroad.

State history.

*Ordered*, In concurrence, that the committee on the Library be requested to consider the matter of a more elaborate and detailed history of the State.

Trees.

A Bill concerning the planting of trees and the tax thereon, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Agriculture.

Game and  
trespass laws.

A report of the committee on the Fisheries, leave to withdraw, on the petition of J. E. Torrey and 265 others, for a modification of the game and trespass laws, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

Bills :

Mashpee.

To amend section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee ; and

Replevin bonds.

Relating to replevin bonds ;

Severally reported on bills on leave, and passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

Bristol County  
Agricultural  
Society.

A Bill to enable the Bristol County Agricultural Society to obtain its State bounty, reported on a bill on leave, and passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

Bills :

Lanesborough  
Ministerial  
Fund.

Concerning the distribution of the Ministerial Fund in the town of Lanesborough ;

Concerning the maintenance of Chelsea Bridge (severally reported on petitions); and Chelsea Bridge.

To extend the time for commencing and completing the Cape Cod Ship Canal, and to reduce the capital stock of the company, reported on a petition and a report of the committee on Harbors of 1877 in relation to said canal; Cape Cod Ship Canal.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

*Reports of Committees.*

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, asking to be discharged from further consideration of the order relative to answers of trustees in inferior courts, and recommending its reference to the committee on the Judiciary. Read, and accepted under suspension of the rule. Answers of trustees.

By Mr. Clark of Springfield, from the committee on Claims, leave to withdraw, on the petition of Charles P. Brooks, for compensation for work done, and materials furnished, on repairs of the State House. Read, and placed in the orders of the day for to-morrow. C. P. Brooks.

By Mr. King of Boston, from the committee on Prisons, on the report of the Commissioners of Prisons, in part, a Resolve relating to the Reformatory Prison for Women. Read, and referred, under the rule, to the committee on Finance. Woman's Prison.

By Mr. Osgood of Salem, from the committee on Rules and Orders, on an order relative to amending House Rule No. 77, recommending the adoption of the following order: Rule 77 — motions to lay on and take from table.

*Ordered*, That House Rule No. 77 be amended so as to read as follows:

A motion to adjourn shall be always first in order, and shall be decided without debate; and on the motions to lay on the table and to take from the table, not exceeding ten minutes shall be allowed for debate; and no member shall speak more than three minutes.

Read, and placed in the orders of the day for to-morrow.

By Mr. Ranlett of Newton, from the committee on Taxation, on an order relative to the exemption of the building known as Tremont Temple in Boston, from taxation, a Bill to amend the act incorporating the Evangelical Baptist Benevolent and Missionary Society. Tremont Temple.

By Mr. Sargent of Grafton, from the committee on Education, on a petition, a Bill to amend an act to incorporate the trustees of Tufts College. Tufts College.

Eastern Rail-  
road.

By Mr. Osgood of Salem, from the committee on Railroads, on a petition, a Bill authorizing the Eastern Railroad Company to make leases or other running contracts with railroads out of the Commonwealth.

Severally read, and ordered to a second reading.

Pardons.

By Mr. Byram of Boston, from the committee on Prisons, that no legislation is necessary on the Annual Report of Pardons granted by the Governor and Council for 1877.

Read, accepted under suspension of the rule, and sent up for concurrence.

### *Orders of the Day.*

Orders of the  
day.

#### Reports :

Of the committee on Probate and Chancery, leave to withdraw, on petition of Eliza A. Gardner, for leave to sell certain real estate on Bridge Street in the city of Boston ; and

Of the committee on the Judiciary, inexpedient to legislate on an order relative to amending the law concerning annual returns by cities of the persons supported and relieved ;

Were severally accepted.

#### Reports :

Of the committee on Constitutional Amendments ;

Inexpedient to legislate on orders relative to constitutional amendments limiting the duration of the sessions of the legislature, and fixing the pay of members ; and

Leave to withdraw on petition of Perry Newhall and others of Lynn, for a constitutional amendment.

Were severally accepted, and sent up for concurrence.

#### Bills :

To prevent the spreading of contagious and infectious diseases among domestic animals (amended as recommended by committee on Finance) ;

Relating to the attorney, in this Commonwealth, of insurance companies of other states and countries ;

Relating to dividends of joint-stock fire, marine, and fire-marine insurance companies ;

To authorize cities and towns to furnish pupils in the public schools with stationery ;

Relating to the conduct of the inmates of the Reformatory Prison for Women at Sherborn ;

To protect witnesses testifying before the legislature, or before legislative committees ;

To amend section 2 of chapter 135 of the General Statutes, relating to the recovery of dower ;

To extend the time for applications for damages for land taken for the location of the Massachusetts Central Railroad ;

To confer jurisdiction upon certain municipal courts in Boston over the islands and waters of Boston Harbor ; and

To provide for the printing of certain extra copies of the Savings-Bank Commissioners' Report ; and a

Resolve in favor of Company C, Eighth Regiment, Massachusetts Volunteer Militia ;

Were severally read, and ordered to a third reading.

The Bill to incorporate the Grand Union Wharf and Depot Company in East Boston was read a third time, amended, on motion of Mr. Stone of Newburyport, and, after an extended debate, was rejected.

Bills :

To amend section 10 of chapter 375 of the Acts of the year 1872, relating to the organization of mutual fire-insurance companies ;

To supply the town of Brockton with pure water ; and

To amend section 7 of chapter 217 of the Acts of the year 1875, making the commissioners of the sinking-funds of the city of Taunton trustees of the water loan sinking-fund ;

Were severally read, passed to be engrossed, and sent up for concurrence.

At 3.15 adjourned.

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TUESDAY, Feb. 19, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

An abstract of the certificates of corporations organized under the General Laws of Massachusetts, with the annual returns required by chapter 224 of the Acts of 1870, during the year 1877, was received from the secretary of the Commonwealth, referred to the committee on Taxation, and sent up for concurrence.

Abstract of corporations.

### *Petitions Presented.*

By Mr. Jenkins of Boston, petition of Susie C. Vogl and 20 others ; by Mr. Paige of Cambridge, petition of M. J.

**Woman  
suffrage.**

Pearson and 9 others; by H. A. Hill of Boston, petition of Caroline C. Thayer and 48 others; by Mr. Hutchinson of Chelsea, petition of J. H. Carty and 10 others; by Mr. Doane of Harwich, petition of Joshua Nickerson and 63 others; by Mr. Richards of Lynn, petition of Clara Armstead and 10 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

**Old South.**

By Mr. Anthony of Adams, petition of H. D. Smith and 8 others; by Mr. Marsh of Quincy, petition of George W. Prescott and 13 others; by Mr. Aldrich of Deerfield, petitions of William Sheldon and 37 others, and of Annie G. Higginson and others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

**Buzzard's Bay.**

By Mr. Fish of Sandwich, remonstrance of David H. Baker and others, against the passage of an act permitting seining in Buzzard's Bay above the line now fixed by law.

**Menhaden.**

By Mr. Cummings of Fall River, petition of Isaac W. Read and others, for a change in the law relative to the catching of menhaden in the waters of the Commonwealth.

Severally referred to the committee on the Fisheries.

**Ten-hour law.**

By Mr. Emery of Lawrence, petition of the Lawrence English Section of the Socialistic Labor Party, for a modification of the ten-hour law. Referred to the committee on Labor.

**Liquor-selling.**

By Mr. Shortle of Provincetown, petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns for the purpose of selling the same without a license. Referred to the committee on the Liquor Law.

**Lime.**

By Mr. Jenkins of Boston, petition of H. B. Emerson and others, for a law in relation to the inspection of lime and lime-casks. Referred to the committee on Mercantile Affairs.

**Board of aid to  
land-ownership.**

By Mr. Bird of Walpole, petition of Franklin W. Smith and others, for an act of incorporation as The Board of Aid to Land-Ownership. Referred to the committee on Public Charitable Institutions.

**Sunday trains.**

By Mr. Baker of Lincoln, petition of Thomas P. Carleton, for a law prohibiting the running of railroad-trains on Sunday. Referred to the committee on Railroads.

By Mr. Aldrich of Deerfield, petition of Francis W.



Stebbins and 58 others, for a law making free the toll-bridge over the Connecticut River on the highway from Deerfield to Montague. Referred to the committee on Roads and Bridges. Deerfield and Montague Bridge.

Severally sent up for concurrence.

By Mr. Macomber of Westport, petition of C. Borden and others, for a law allowing the inhabitants of Westport to be within the jurisdiction of both the First and Second District Courts of the county of Bristol. Westport.

By Mr. Brackett of Boston, petition of Stevenson and Dutton and others, for an act to secure the more prompt payment of money received by insurance agents and brokers to the persons entitled thereto. Insurance-brokers.

By Mr. Barnes of Becket, petition of Amos G. Hulbert and others, for the abolition of the present fire-district in the town of Lee, and for the formation of a new one. Lee fire-district.

By Mr. Lovell of Barnstable, petition of Mathias Amos and others, for an act authorizing the copying and depositing, in the registry of deeds of Barnstable County, of certain records in the town of Mashpee. Mashpee records.

By the same gentleman, petition of Mathias Amos and others, for an act to authorize the distribution of certain funds to the parties entitled thereto in the town of Mashpee. Mashpee funds.

By Mr. Read of Lowell, petition of the Mayor of Lowell, for amendment of the charter of said city, so that the mayor and aldermen may regulate peddling in the public streets. Lowell charter.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Lovell of Barnstable, —

*Ordered,* That the committee on the Fisheries inquire into the expediency of so amending the existing laws as further to regulate and restrict the use of weirs, seines, and nets in the waters of Vineyard Sound. Vineyard Sound.

On motion of Mr. King of Boston, —

*Ordered,* That the committee on Railroads consider the expediency of aiding the Boston and Poughkeepsie Railroad Company in the construction of its railroad, by the donation of the Commonwealth's stock in the New-York and New-England Railroad Company. Boston and Poughkeepsie Railroad.

On motion of Mr. Wade of Newton, —

*Ordered,* That the committee on Railroads consider the



Boston and Albany Railroad.

expediency of amending the laws relative to the selection of state directors of the Boston and Albany Railroad.

Severally sent up for concurrence.

Sewer assessments.

On motion of Mr. Hawkes of Lynn, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the laws relative to making sewer assessments.

Public conveyances for use of officers.

On motion of Mr. Tucker of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation to provide for the compensation of officers for the use of public conveyances in the service of civil process.

The following order, offered by Mr. Ingalls of Adams, was, on motion of Mr. C. H. Hill of Boston, laid over until to-morrow, —

Visit to Hoosac Tunnel.

*Ordered*, That the sergeant-at-arms make suitable provisions for a visit of the members of the House of Representatives to the Hoosac Tunnel, on Friday the 22d instant.

#### *Introduced on Leave.*

Public health.

By Mr. Daly of Boston, a Bill to amend chapter 166 of the General Statutes, relating to offences against the public health. Read, referred to the committee on Water Supply and Drainage, and sent up for concurrence.

Naturalization.

By Mr. Rinn of Lawrence, a Bill relating to naturalization. Read, and referred to the committee on the Judiciary.

#### *Papers from the Senate.*

The following papers were referred in concurrence:

Dogs.

Remonstrance of Mandley Pierce and 34 others, against an increase of the tax upon dogs. To the committee on Agriculture.

Bass.

Petition of Massachusetts Fish and Game Protective Association, relative to taking bass during the close season. To the committee on the Fisheries.

Lumber.

Petition of Joseph F. Paul and Sons and others, for a modification of the law relative to the re-survey of lumber. To the committee on Mercantile Affairs.

Old-Colony Railroad, and Duxbury and Cohasset Railroad.

Petition of the Old-Colony Railroad, for authority to purchase the Duxbury and Cohasset Railroad, and for other purposes. To the committee on Railroads.

A Bill to amend chapter 153 of the Acts of the year 1875, authorizing the collection of the price of goods, wares, or merchandise, when sold in good faith, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Mercantile Affairs.

**Bills:**

To enable the county commissioners of Franklin County to borrow money on account of the Sunderland Bridge; and

To permit the continuance of civil process before trial justices by justices of the peace (severally reported on bills on leave); and

Relating to the venue of actions before district, municipal, and police courts (reported on a petition);

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

**Reports:**

Of the committee on Towns, leave to withdraw, on the petitions of the selectmen of Truro and Provincetown, that the boundary-line between said towns may be defined; and

Of the committee on Expenditures, no legislation necessary on an order relative to limiting expenditures in State offices and institutions to the amount of appropriation;

Were severally read, and placed in the orders of the day for to-morrow.

**Bills:**

To incorporate the International Wharf and Dock Company in East Boston, reported on a petition; and

To amend chapter 190 of the Acts of the year 1872, relating to the alewife and other fisheries in the towns of Bridgewater, West Bridgewater, East Bridgewater, and Halifax, reported on a bill on leave;

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

*Motion to Reconsider.*

Mr. McPherson of Boston moved a reconsideration of the vote whereby the House refused to pass to be engrossed the Bill to incorporate the Grand Union Wharf and Depot Company, which was adopted. On further motion of the same gentleman the motion to reconsider was laid on the table.

Collection on  
sales of goods.

Sunderland  
Bridge.

Civil process.

Venue.

Truro and  
Provincetown.

Expenditures  
by state offices.

International  
Wharf and  
Dock Company.  
Alewife fish-  
eries.

Grand Union  
Wharf and  
Depot Com-  
pany.

*Bills Enacted.*

Engrossed bills :

Bills enacted.

To amend section 1 of chapter 139 of the Acts of the year 1877, concerning the boundary-line, in part, between the towns of Medford and Malden ;

To confirm the change of name by the South Malden Congregational Society, and the doings of, and conveyances to and by, the Everett Congregational Society ;

Making appropriations for the expenses of the State Almshouse, the State Workhouse, the State Prisons, the State Primary School, the State Reform School for Boys, the State Industrial School for Girls, and for other purposes ;

To confirm certain acts done by Henry E. Taintor of Hartford, in the State of Connecticut, as commissioner for Massachusetts ;

In addition to an Act to establish a free bridge across the Connecticut River, between Springfield and West Springfield ;

To confirm certain acts done by Harvey Kirkland as a justice of the peace ;

(Which severally originated in the House of Representatives) ; and

To change the name of the Vine-street Congregational Society in Boston (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Divided shires.

By Mr. Goulding of Worcester, from the committee on the Judiciary, leave to withdraw on petition of George A. Cotting and others, for a law providing, that, in counties where the shire is divided, plaintiffs to suits may designate the court locality where the case shall be tried, and petitions in aid of the same.

Green-Harbor Marsh.

By Mr. Noyes of Boston, from the committee on Harbors, the information requested by an order adopted Feb. 8, relative to Green-Harbor Marsh, in the town of Marshfield. (See House Doc. No. 75.)

Severally read, and placed in the orders of the day for to-morrow.

Suffolk-county Probate Courts.

By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, on an order, a Bill fixing the time and place of holding Probate Courts in the county of Suffolk.

By Mr. Norton of Boston, from the committee on Har-  
bors, on a petition, a Bill to authorize the Boston and  
Lowell Railroad Corporation to widen its freight bridge  
across Charles River.

Boston and  
Lowell Rail-  
road.

Severally read, and ordered to a second reading.

### *Joint Convention.*

Pursuant to assignment, the two branches met in con-  
vention, for the purpose of electing three directors, on the  
part of the Commonwealth, of the Boston and Albany  
Railroad Corporation.

Joint conven-  
tion.

Messrs. Winn and Flatley of the Senate, and Messrs.  
Wentworth of Boston, Marsh of Quincy, Kelly of Chico-  
pee, Hayden of Weymouth, and Hathaway of Fall River,  
were appointed a committee to collect, assort, and count  
the votes therefor; and the votes having been collected,  
assorted, and counted, it appeared that Messrs. Joseph H.  
Chadwick of Boston, Thomas Talbot of Billerica, and  
Charles L. Wood of New Bedford were elected. And the  
two branches separated.

### *Orders of the Day.*

The report of the committee on the Fisheries, leave to  
withdraw, on the petition of J. E. Torrey and others, for a  
modification of the game and trespass laws, was accepted  
in concurrence.

Orders of the  
day.

The report of the committee on Claims, leave to with-  
draw, on petition of Charles P. Brooks, for compensation  
for repairs of State House, was accepted, and sent up for  
concurrence.

The report of committee on Rules and Orders, on an  
order relative to amending House Rule No. 77, was ac-  
cepted; and the order recommended by the committee  
was adopted.

### *Bills:*

To amend the act incorporating the Evangelical Baptist  
Benevolent and Missionary Society;

To amend an act to incorporate the trustees of Tufts  
College;

Authorizing the Eastern Railroad Company to make  
leases or other running contracts with railroads out of the  
Commonwealth; and

Concerning the distribution of the Ministerial Fund in  
the town of Lanesborough;

Were severally read, and ordered to a third reading.

The Resolve providing for an amendment to the constitution, to permit the division of towns into election districts, was further considered, and ordered to a third reading.

The Bill concerning the maintenance of Chelsea Bridge was read and considered. Mr. Brackett of Boston moved to amend by substituting therefor a "Bill in relation to the maintenance of Chelsea Bridge," pending which motion the further consideration of the bill was postponed until to-morrow, on motion of Mr. Hyde of Boston.

Bills:

Relating to the attorney, in this Commonwealth, of insurance companies of other states and countries;

Relating to dividends of joint-stock fire, marine, and fire-marine insurance companies;

To protect witnesses testifying before the legislature, or before legislative committees; and

To extend the time for applications for damages for land taken for the location of the Massachusetts Central Railroad; and a

Resolve in favor of Company C, Eighth Regiment Massachusetts Volunteer Militia;

Were severally read, passed to be engrossed, and sent up for concurrence.

Bills:

Relating to the conduct of the inmates of the Reformatory Prison for Women at Sherborn; and

To provide for the printing of certain extra copies of the Savings-Bank Commissioners' report;

Were severally read, and passed to be engrossed in concurrence.

The Bill to prevent the spreading of contagious and infectious diseases among domestic animals was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in the amendment previously adopted by the House.

At 4.38 adjourned.

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WEDNESDAY, Feb. 20, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Humphrey of Dover, petitions of Galen Orr, and of Augusta A. Sawyer and 170 others; by Mr. Barrett of Ayer, petition of Mary B. Gates and 10 others; by Mr. Hayden of Weymouth, petition of Eleanor F. Holmes and 19 others; by Mr. Webster of Boston, petition of Andrew Hall and 20 others, — severally for woman suffrage.

Woman  
suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Mahony of Boston, petition of Patrick McCarthy, for State aid. Referred to the committee on Claims.

P. McCarthy.

By Mr. McPherson of Boston, petition of the Massachusetts Veterinary College, for authority to grant diplomas, etc.

Massachusetts  
Veterinary  
College.

By Mr. Osgood of Salem, petition of the school committee of the city of Salem, for an amendment of chapter 52 of the Acts of the year 1876, relating to the employment of children.

Salem school  
committee.

By Mr. Brackett of Boston, petition of the mayor of Boston, for an act to incorporate the trustees of the Public Library of said city.

Boston Public  
Library.

Severally referred to the committee on Education.

By Mr. Paige of Southbridge, petition of S. Williams and 30 others; and by Mr. Brigham of Westborough, petition of Peter Fay and 41 others, — severally in aid of the preservation of the Old South Meeting-House.

Old South.

Severally referred to the committee on Federal Relations.

By Mr. Carroll of Marblehead, petition of John S. Higgins and others, for a law to prevent trawl-fishing. Referred to the committee on the Fisheries.

Trawl-fishing.

By Mr. Bird of Walpole, petition of the New-York and New-England Railroad Company, for a renewal of the permission, granted in section 5 of the Acts of the year 1873, to drive piles on the westerly side of Fort Point Channel. Referred to the committee on Harbors.

New-York and  
New-England  
Railroad.

By Mr. Mellen of Worcester, petition of G. H. Woods and others, for a law to prohibit the leasing of convict labor. Referred to the committee on Labor.

Convict labor.

By Mr. Chapin of Boston, petition of Riddle Brothers and others; and by Mr. Washburn of Worcester, petition of Charles Baker and Company and others, — severally for a modification of the law relative to the re-survey of lumber.

Lumber.

Severally referred to the committee on Mercantile Affairs.

Haverhill North  
Parish.

By Mr. Brooks of Haverhill, petition of the North Parish in Haverhill, for a portion of the ministerial fund of said parish, and against the legislation asked for by Gyles Merrill and others. Referred to the committee on Parishes and Religious Societies.

Public land  
between Clarendon and Dartmouth Streets.

By Mr. Blanchard of Boston, petition of Fred. Pope and others, for an act authorizing the land commissioners to convey to the abutting owners certain land between Dartmouth and Clarendon Streets in Boston. Referred to the committee on Public Lands.

Duxbury and  
Cohasset Railroad.

By Mr. Moseley of Boston, petition of H. Nelson, that the report of the railroad commissioners, concerning the Duxbury and Cohasset Railroad, be examined by the legislature, and that such legislation be had as shall protect the citizens of towns from losses in similar cases.

Lowell and  
Lawrence Railroad.

By Mr. Wilder of Lowell, petition of the Lowell and Lawrence Railroad Corporation, for such legislation as is necessary relative to the extension of its road in the city of Lawrence.

Severally referred to the committee on Railroads.

Deerfield  
Bridge.

By Mr. Field of Leverett, petition of Benjamin Fay and others of Montague, for the freeing of the bridge over the Connecticut River, between Montague and Deerfield. Referred to the committee on Roads and Bridges.

Fall River  
Street Railway.

By Mr. Macomber of Fall River, petition of William E. Dunham, for a renewal of the charter of the Fall River Street Railway Company. Referred to the committee on Street Railways.

District taxes.

By Mr. Wales of Attleborough, petition of S. W. Carpenter and others, for a law authorizing a discount for promptly paid district taxes; also that delinquent taxpayers be charged additional interest. Referred to the committee on Taxation.

Severally sent up for concurrence.

Brookline —  
sewer assessments.

By Mr. Thomas of Brookline, petition of William Aspinwall and others, for the passage of an act authorizing the town of Brookline to lay assessments upon estates benefited by the construction of certain sewers, etc.

Cook *et al.*

By Mr. Bird of Walpole, petition of Benjamin P. Cook and others, Indians, for repayment of taxes illegally assessed.

Illegitimacy.

By Mr. Osgood of Salem, petition of Sarah E. Sherman, M.D., and 59 others of Salem, for such an amendment of



the laws relating to marriage as will lessen the evils of illegitimacy.

By Mr. Pillsbury of Boston, petition of Thomas N. Bulfinch and others, for an amendment of section 3, chapter 176, of the Acts of the year 1875, relating to collection of taxes, etc.

Collection of taxes.

By Mr. Goulding of Worcester, petition of Lyman A. Ely, that certain acts done by him as justice of the peace may be confirmed and made valid.

L. A. Ely.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Reed of Taunton, —

*Ordered*, That the committee on Expenditures inquire into the expediency of such legislation as will reduce the pay of grand and traverse jurors in the courts of this Commonwealth.

Jurors.

On motion of Mr. Oakman of Marshfield, —

*Ordered*, That the committee on the Fisheries be instructed to ascertain whether any legislation is necessary in regard to the fisheries in Green-Harbor River in Marshfield.

Green-Harbor River.

On motion of Mr. Smyth of Worcester, —

*Ordered*, That the committee on Insurance consider the expediency of authorizing mutual fire-insurance companies to accumulate a reserve fund by issuing scrip in lieu of cash dividends.

Mutual fire-insurance companies.

On motion of the same gentleman, —

*Ordered*, That the committee on Insurance consider the expediency of providing for the collection of statistics in relation to fires and their causes in this Commonwealth.

Fire statistics.

On motion of Mr. Mellen of Worcester, —

*Ordered*, That the committee on Labor consider the expediency of amending sections 6, 7, and 10, of chapter 214, of the Acts of the year 1877, so as to provide that the work of factory inspection, etc., now done by state detectives, be performed by special commission.

Factory inspection.

On motion of Mr. Jenkins of Boston, —

*Ordered*, That the committee on Mercantile Affairs consider the expediency of amending section 2 of chapter 224 of the Acts of the year 1870, relating to manufacturing corporations.

Manufacturing corporations.



On motion of Mr. Brackett of Boston, —

Boston Park.

*Ordered*, That the committee on Public Lands be requested to consider the expediency of conveying to the city of Boston, for improvement in connection with the public park in said city, a portion of the flats owned by the State, along the easterly and southerly line of Charles River, between Craigie Bridge and the junction of Brookline Avenue and Beacon Street.

On motion of Mr. Osgood of Salem, —

Railroad Commissioners.

*Ordered*, That the committee on Railroads consider and report whether any change is expedient in the method of assessing the cost of maintaining the Board of Railroad Commissioners.

On motion of Mr. Thomas of Brookline, —

Savings-bank deposits.

*Ordered*, That the committee on Taxation consider the expediency of exempting from taxation so much of the deposits in savings banks as are invested in mortgages.

Severally sent up for concurrence.

On motion of Mr. Jennings of Fall River, —

Witness-fees.

*Ordered*, That the committee on the Judiciary consider the expediency of changing the law relative to the payment of fees to witnesses in criminal cases in the district, municipal and police courts; so that the same may be paid at the termination of proceedings in said courts.

On motion of Mr. Knowlton of Springfield, —

Recognizances.

*Ordered*, That the committee on the Judiciary inquire whether any legislation is necessary, regarding the form and substance of recognizances in criminal cases.

On motion of Mr. Thompson of Woburn, —

Selectmen.

*Ordered*, That the committee on the Judiciary consider the expediency of amending the law in relation to the election of selectmen in towns, so as to provide a longer tenure of office.

On motion of Mr. Bird of Walpole, —

Supplement to General Statutes.

*Ordered*, that the committee on the Judiciary inquire into the expediency of repealing or amending chapter 18 of the Resolves of the year 1867, relating to the publication and sale of the supplement to the General Statutes.

On motion of the same gentleman, —

Distribution of the laws.

*Ordered*, That the committee on the Judiciary consider the expediency of repealing or amending section 3 of chapter 65 of the Acts of the year 1866, relating to the publication and distribution of the laws.

On motion of Mr. Fairbank of Oakham, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of so amending chapter 213 of the Acts of the year 1875, that the reasonable expenses of the Central District Court of Worcester, for rent, care of court-rooms, fuel, record-books, blanks, stationery, and other expenses incidental to maintaining said court, shall be examined and allowed by the county commissioners of Worcester County, instead of the justice of said court.

Worcester  
Central District  
Court.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on Probate and Chancery inquire into the expediency of amending section 3 of chapter 93 of the General Statutes, so that the provisions thereof may apply to administrators, with the will annexed.

Administrators,  
with will an-  
nexed.

The order relative to a visit to the Hoosac Tunnel by the House on the 22d inst., laid over yesterday, was considered, and amended, on motion of Mr. Ingalls of Adams, by substituting "March 8" for "the 22d inst." After debate, the yeas and nays were ordered on the request of Mr. Wade of Newton; and, the roll being called, the order was rejected by a vote of 92 yeas to 121 nays, as follows: —

Visit to Hoosac  
Tunnel.

#### YEAS.

Messrs. Anthony, Job K.

Barnes, Charles E.

Barnes, Sidney.

Bartholomew, Elisha P.

Bartlett, James E. T.

Belcher, George C.

Bliss, William B.

Brooks, William A.

Burnett, Martin W.

Chamberlain, Alvin B.

Chase, Charles H.

Clough, Benjamin.

Cobb, Philander.

Colburn, George F.

Cook, William H.

Cooke, Hiram N.

Cowdrey, George A.

Cummings, John W.

Cunningham, Thomas.

Curtice, John W.

Daly, Anthony C.

Davis, Charles A.

Doane, Freeman.

Doherty, Daniel.

Messrs. Ellis, W. Irving.

Fish, Isaiah.

Galligan, John H.

Gargan, Francis.

Greene, Thomas R.

Hawkes, Nathan M.

Hayden, George F.

Hildreth, James, 2d.

Hooper, John H.

Ingalls, Charles H.

Jackson, John.

Kelly, Jarvis P.

Keyes, Patrick.

Leary, Frank D.

Leighton, Edwin F.

Lewis, John A.

Lovell, Andrew.

Mahon, John.

Marshall, George S.

McGibbons, Samuel S.

McGlynn, Patrick M.

Mellen, James H.

Merritt, Amos W.

Moore, Phillips.

|                               |                              |
|-------------------------------|------------------------------|
| <b>Messrs. Moors, Albert.</b> | <b>Messrs. Shea, John B.</b> |
| Morton, Elbridge G., jun.     | Shortle, Henry.              |
| Moseley, Frederick P.         | Soule, Rufus A.              |
| Murphy, Patrick F.            | Spaulding, Pliny F.          |
| Nickerson, Richard E.         | Sprague, Leander.            |
| Noyes, Charles J.             | Stackpole, Stephen A.        |
| Oakman, William C.            | Swift, Van Rensselaer.       |
| O'Neil, Joseph H.             | Thurston, Charles F.         |
| Osgood, Charles S.            | Wales, Abijah T.             |
| Peirce, James P.              | Walsh, James L.              |
| Phillips, Benjamin A.         | Washburn, John D.            |
| Potter, Timothy D.            | Webster, Edwin R.            |
| Pynchon, William.             | Wentworth, Samuel H.         |
| Putnam, Henry W.              | White, Daniel N.             |
| Read, William A.              | White, Newton.               |
| Rice, George W.               | Whitehead, Joseph.           |
| Richards, James H.            | Whitehouse, Sydney F.        |
| Richardson, Jesper.           | Wilcox, Henry M.             |
| Ricker, John W.               | Wilder, Henry H.             |
| Rinn, Michael.                | Wiswell, Joseph.             |
| Sanford, Baalis, jun.         | Wright, John H.              |
| Sargent, Edmund P.            | Wyman, Oliver B.             |

## NAYS.

|                                    |                                 |
|------------------------------------|---------------------------------|
| <b>Messrs. Aldrich, Charles P.</b> | <b>Messrs. Curtis, Orson B.</b> |
| Allen, Charles H.                  | Cushing, Levi L., jun.          |
| Ames, James H.                     | Davis, Robert L.                |
| Baker, George M.                   | Desmond, Cornelius.             |
| Baker, John I.                     | Doane, Abiathar.                |
| Barrett, George V.                 | Dunham, Jarvis N.               |
| Beach, Theodore D.                 | Eager, Edward R.                |
| Beal, Melvin.                      | Emery, Levi.                    |
| Billings, Joseph.                  | Emory, James W.                 |
| Bird, Francis W.                   | Everett, Noble W.               |
| Blanchard, William.                | Fairbank, John B.               |
| Bolles, Matthew.                   | Field, Lucius.                  |
| Bonney, Henry C.                   | Field, Ralph A.                 |
| Brackett, John Q. A.               | Flood, John T.                  |
| Brigham, George O.                 | French, Gardner.                |
| Brown, Luther J.                   | Gardner, Nelson.                |
| Byram, Charles R.                  | Gilbert, Edwin.                 |
| Carberry, William H.               | Gilman, Freeman L.              |
| Carll, Francis.                    | Goulding, Frank P.              |
| Carroll, Lewis.                    | Hale, Edwin B.                  |
| Chapin, Nahum.                     | Hardy, Noah L.                  |
| Clark, Leonard.                    | Hart, John W.                   |
| Coffin, Samuel.                    | Haskell, Edward H.              |
| Converse, Elisha S.                | Hastings, Thomas J.             |
| Cornell, John.                     | Hathaway, Rawson.               |

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Hathaway, Thomas B. | Messrs. Peck, William G. |
| Hawks, Alanson K.           | Perry, Josiah.           |
| Hill, Clement H.            | Pike, James D.           |
| Hill, Hamilton A.           | Pillsbury, Albert E.     |
| Howe, Asa F.                | Powers, Henry W.         |
| Howe, Simon H.              | Prescott, Charles J.     |
| Howe, William.              | Price, George.           |
| Howes, Thomas P.            | Rand, Oliver J.          |
| Hutchinson, Ebenezer.       | Randall, David.          |
| Hyde, Henry D.              | Ranlett, Charles E.      |
| Jager, Charles V.           | Reed, William, jun.      |
| Johnson, Henry A.           | Robinson, William.       |
| Jones, Augustine.           | Sargent, Lucius M.       |
| Kelley, Joseph J.           | Smith, Matthew.          |
| Kimball, Ensign.            | Smyth, William A. S.     |
| King, William S.            | Spaulding, Timothy G.    |
| Knowlton, Marcus P.         | Stiles, Henry S.         |
| Lincoln, George C.          | Stone, Eben F.           |
| Locke, James L.             | Stuart, William J.       |
| Lovell, Benjamin S.         | Studley, Ezekiel R.      |
| Lovell, John D.             | Taft, Zadok A.           |
| Lowther, George W.          | Thomas, Edward I.        |
| Macomber, Pardon.           | Tucker, Payson E.        |
| Marden, Frederic A.         | Turner, John.            |
| Marsh, Edwin W.             | Underwood, Horace.       |
| McPherson, Ebenezer M.      | Wade, Levi C.            |
| Merriam, Artemus.           | Wadsworth, Alexander.    |
| Newton, John F.             | Walton, Solon.           |
| Noble, Joseph G.            | Webster, Abel.           |
| Nugent, James H.            | Whitmore, Charles S.     |
| Otis, John L.               | Wiggin, William H.       |
| Paige, Calvin D.            | Wilder, Sydney.          |
| Paige, Lucius R.            | Wilson, George A.        |
| Parmenter, J. Sumner.       | Winn, John.              |
| Partridge, David A.         | Wood, Solon.             |

Yeas, 92 ; nays, 121.

*Papers from the Senate.*

The following papers were referred in concurrence :

Petitions of John R. Ames and others ; Wendell Bancroft and others ; Charles W. Sanderson and others ; David Cushing, 2d, and others ; and Charles A. Shepard and others, — severally for a modification of the law relative to the re-survey of lumber.

Severally to the committee on Mercantile Affairs.

Petition of the Massachusetts Fish and Game Association, for such amendment of the "game laws" as shall con-

vict any person, if found in possession of game at prohibited seasons. To the committee on Agriculture.

Municipal  
woman suf-  
frage.

Petition of Mrs. Charlotte A. Pierce and others, that women who pay taxes may be allowed to vote for municipal officers. To the committee on Woman Suffrage.

Charlestown  
nuisance.

Petition of the mayor of Boston, for the passage of an act to abate a nuisance in the district of Charlestown. To the committee on Harbors.

West Boston  
and Cragie's  
Bridges.

*Ordered*, In concurrence, that the committee on Roads and Bridges be requested to consider the expediency of releasing the city of Boston from maintaining any portion of the West Boston Bridge and Cragie's Bridge, outside of the boundaries of said city.

Reporters.

*Ordered*, In concurrence, that the committee on Printing consider the expediency of making further provisions for supplying all reporters for the public press of the proceedings of the legislature, with copies of all public documents, or documents printed for the use of either branch of the legislature.

State Directors  
Boston and Al-  
bany Railroad.

*Ordered*, In concurrence, that the clerks of the two branches be authorized to notify Messrs. Joseph H. Chadwick, Thomas Talbot, and Charles L. Wood, that they have been duly elected by the legislature directors of the Boston and Albany Railroad, on the part of the Commonwealth, for the term of two years.

Also that they give notice to the clerk of the Boston and Albany Railroad Company, of the election of the above-named gentlemen.

Tobacco at  
Workhouse and  
Alms-house.

A Bill to prohibit tobacco being furnished to the inmates of the State Almshouse and Workhouse at the expense of the State, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Public Charitable Institutions.

### *Bill Enacted.*

Bill enacted.

An engrossed Bill relating to the appointment of city physician in certain cities of the Commonwealth (which originated in the House of Representatives), was passed to be enacted, signed, and sent to the Senate.

### *Reports of Committees.*

Nantucket  
County Court.

By Mr. Jennings of Fall River, from the committee on the Judiciary, leave to withdraw, on the petition of F. C.

Sanford and others, for restoration of a term of the Supreme Judicial Court for Nantucket County.

By Mr. Smith of Bridgewater, from the committee on Claims, leave to withdraw, on the petition of Timothy J. Burns, for State aid. T. J. Burns.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Fairbank of Oakham, from the committee on Claims, on a petition, a Resolve in favor of the town of Hardwick. Hardwick.

Read, and referred, under the rule, to the committee on Finance.

By Mr. Goulding of Worcester, from the committee on the Judiciary, asking to be discharged from further consideration of the petition of Henry S. Gere and others, for a reduction of the pay of jurors, and of state and county officers, and recommending its reference to the committee on Expenditures. Read, accepted under suspension of the rule, and sent up for concurrence in the reference. Pay of jurors, etc.

By Mr. C. H. Hill of Boston, from the same committee, that the Senate Bill to amend section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee, ought to pass. Placed in the orders of the day for to-morrow for a second reading. Mashpee.

By Mr. Hyde of Boston, from the committee on Probate and Chancery, that the Bill (on leave) relating to wills written in foreign tongues ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill. Wills in foreign tongues.

By Mr. Pillsbury of Boston from the committee on the Judiciary, on a bill on leave, an order, and sundry petitions, a Bill relating to insurance agents and brokers. Read, and ordered to a second reading. Insurance agents and brokers.

*Taken from the Table.*

The motion of Mr. McPherson of Boston, to reconsider the vote whereby the House refused to pass to be engrossed the Bill to incorporate the Grand Union Wharf and Depot Company in East Boston, was, on motion of Mr. Stone of Newburyport, taken from the table, and was then rejected. Grand Union Wharf and Depot Company.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on the Judiciary, leave to withdraw, on petitions of the citizens of Milford and others, for a law relative to counties where the shire is divided, was accepted.

The report of the committee on Harbors, on an order relative to Green-Harbor Marsh, in Marshfield, was accepted, and sent up for concurrence.

The report of the committee on Expenditures, no legislation necessary on an order relative to limiting expenditures in State offices and institutions to the amount of appropriation, was accepted in concurrence.

**Bills :**

To amend chapter 190 of the Acts of the year 1872, relating to the alewife and other fisheries in the towns of Bridgewater, West Bridgewater, East Bridgewater, and Halifax ;

Fixing the time and place of holding Probate Courts in the county of Suffolk ; and

To authorize the Boston and Lowell Railroad Corporation to widen its freight bridge across Charles River ;

Were severally read, and ordered to a third reading.

**Bills :**

Concerning the distribution of the Ministerial Fund in the town of Lanesborough ; and

To authorize cities and towns to furnish pupils in the public schools with stationery ;

Were severally read, and passed to be engrossed in concurrence.

**Bills :**

To amend section 2 of chapter 135 of the General Statutes, relating to the recovery of dower ; and

To amend an act to incorporate the trustees of Tufts College ;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Bill to confer jurisdiction upon certain municipal courts in Boston over the islands and waters of Boston Harbor was read a third time, passed to be engrossed, and sent up for concurrence, the title having been amended, as recommended by the committee on Bills in Third Reading, by inserting the word " criminal " before " jurisdiction."

The Senate Bill concerning the maintenance of Chelsea Bridge was further considered. Pending the consideration of the amendment moved by Mr. Brackett of Boston, Mr. Hyde of Boston moved that the bill be recommitted to the committee on Roads and Bridges, with instructions to furnish the House with the information as to the portions of the Chelsea Bridge now maintained by the cities of Boston and Chelsea, and the portions to be maintained by said cities under the bill, with any evidence heard or taken by them upon the hearing.

And, without reaching a vote on either of the above-named questions, the House at 4.50 adjourned.

THURSDAY, Feb. 21, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dunham, Chaplain of the Senate.

*Petitions Presented.*

By Mr. Prescott of Boston, petition of Miriam Hovey and 12 others; by Mr. Wiggin of Lowell, petition of E. W. Clement and 100 others, — severally for woman suffrage. Woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Wilcox of Sandisfield, petitions of the selectmen of Tolland, the selectmen of Otis, and the selectmen of Sandisfield, — severally for re-imbursement for money expended on the Lee and New-Haven Railroad. Lee and New Haven Railroad.

By Mr. Morton of Fairhaven, petitions of John A. Hawes and 60 others; of William D. Eldredge and 73 others; and of Daniel J. Lewis and 44 others, — severally that Samuel C. Kenny may receive State aid. S. C. Kenny.

By Mr. Hale of Cambridge, petition of Mary Curran, for State aid. Mary Curran.

By Mr. Merriam of Westminster, petition of the selectmen of the town of Ashburnham, for re-imbursement for money paid for rent of armory. Ashburnham.

By Mr. Hastings of Worcester, petition of C. C. Conant and others, that said Conant may receive compensation for services rendered as judge of probate for Hampshire County. C. C. Conant.



E. Sweeney.

By Mr. Gargan of Boston, petition of Ellen Sweeney, for State aid.

Clapp and Ballou — sea-walls.

By Mr. Prescott of Boston, petition of George Clapp and F. K. Ballou, for compensation for building sea-walls in Boston Harbor.

Severally referred to the committee on Claims.

Old South.

By Mr. Ingalls of Adams, petition of S. Thayer and 43 others; by Mr. Powers of South Abington, petition of J. H. Jones and 61 others; by Mr. Noble of Westfield, petition of M. B. Whitney and others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to committee on Federal Relations.

Menhaden.

By Mr. Cornish of New Bedford, petition of K. E. Terry and 58 others, for a law to regulate the taking of menhaden in Buzzard's Bay. Referred to the committee on the Fisheries.

Danvers — fire-insurance.

By Mr. Andrews of Danvers, petition of Joshua Bragdon and others of Danvers, for an act to authorize said town to insure against loss or damage from fire within its limits. Referred to the committee on Insurance.

Metropolitan police.

By the same gentleman, petition of A. A. Miner and W. M. Thayer, for the State Temperance Alliance, for the establishment of a metropolitan police. Referred to the committee on the Liquor Law.

Raynham Co-operative Boot and Shoe Company.

By Mr. Belcher of Easton, petition of the Raynham Co-operative Boot and Shoe Company, for an act to dissolve said company. Referred to the committee on Manufactures.

New-England Guard.

By Mr. Hyde of Boston, petition of the New-England Guard of the city of Boston, for an amendment of its act of incorporation. Referred to the committee on Military Affairs.

Brookline railroad-stations.

By Mr. Wade of Newton, petition of Willard Marcy and 43 others, for the repeal of chapter 197 of the Acts of the year 1877, relating to railroad-stations in Brookline.

Newton railroad-stations.

By the same gentleman, petition of George D. Eldredge and 7 others, relative to railway-stations in Newton.

Boston and Poughkeepsie Railroad.

By Mr. Wilcox of Sandisfield, petitions of Albert C. Butler and 75 others, and of Samuel Hamilton and 39 others, — severally in aid of the petition of the Boston and Poughkeepsie Railroad Company.

Ashburnham Railroad.

By Mr. Merriam of Westminster, petition of George C. Winchester, for a charter for a new railroad corporation, or

for such legislation as may be necessary for operating the Ashburnham Railroad.

By Mr. Allen of Boston, petition of the New-York and New-England Railroad Company, for such legislation as the State may deem for its own interest as the principal stockholder in said company.

New-York and  
New-England  
Railroad.

By Mr. Washburn of Worcester, petition of William H. Morse and others, for an act of incorporation as the Ashburnham Railroad Company.

Ashburnham  
Railroad.

By Mr. Osgood of Salem, petition of the Fitchburg Railroad Company, that said company and the Vermont and Massachusetts Railroad Company may have leave to sell that part of their railroad which runs from Miller's Falls to Brattleborough.

Fitchburg and  
Vermont and  
Massachusetts  
Railroad Com-  
panies.

Severally referred to the committee on Railroads.

By Mr. Field of Leverett, petition of R. N. Oakman and 100 others of Montague, and of F. L. Burnham and 100 others of Greenfield,—severally to make free the toll-bridge over the Connecticut River, on the highway from Montague to Deerfield.

Deerfield  
Bridge.

By Mr. Lovell of Worcester, petitions of Daniel Stevens and others, and of N. H. Dexter and others,—severally for the repeal of the law which requires the extension of Foster Street in Worcester.

Foster-street  
extension.

Severally referred to the committee on Roads and Bridges.

By Mr. Clough of Tisbury, petitions of J. D. King and Francis Brown; by Mr. Sprague of Fitchburg, petition of Joseph S. Spinney and others of New-York City; and, by Mr. Eager of Canton, petition of Ellis Ames and others,—severally in aid of the petition of Samuel Butler and others, for a division of the town of Edgartown.

Edgartown.

By Mr. Read of Lowell, petition of E. R. Studley of Rockland, for an act to define the boundary-line between said town and Hanover.

Rockland and  
Hanover.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

By Mr. Paige of Cambridge, petition of the mayor of Cambridge, for an amendment of the charter of said city, so as to provide for the election of assessors by the city council.

Cambridge —  
assessors.

By Mr. Rand of Cambridge, petition of the mayor of Cambridge, for an amendment of the charter of said city, so that the mayor and members of the city council shall hold office for two years.

Cambridge —  
mayor and  
council.

1st Dist. Court  
No. Middlesex.

By Mr. Barrett of Ayer, petition of the selectmen of Ayer and others, for the abolition of the First District Court of Northern Middlesex.

Severally referred to the committee on the Judiciary.

A. H. Proctor.

By Mr. Brown of Fitchburg, petition of A. H. Proctor, for re-imbursement of losses occasioned by the burning of Fitchburg jail. Referred to the committee on County Estimates.

### *Orders.*

Insolvent  
savings banks.

On motion of Mr. Rand of Cambridge, —

*Ordered*, That the committee on Banks and Banking consider the expediency of a law permitting insolvent savings banks to continue business after a reduction of the deposit accounts, by an order of the courts.

State expendi-  
tures.

On motion of Mr. Stone of Newburyport, —

*Ordered*, That the committee on Expenditures inquire and report what action, if any, be expedient in relation to the reduction of the State expenditures.

Children.

On motion of Mr. Sargent of Grafton, —

*Ordered*, That the committee on Education inquire into the expediency of so amending section 2, chapter 52, of the Acts of the year 1876, as to allow children under fourteen years of age to be employed in manufacturing establishments during their first year's residence in the Commonwealth.

Half-time  
schools.

On motion of Mr. Hale of Cambridge, —

*Ordered*, That the committee on Education consider and report whether any additional legislation is expedient, with reference to the establishment of half-time day schools in the cities and towns of the Commonwealth.

Green-Harbor  
Marsh.

On motion of Mr. Noyes of Boston, —

*Ordered*, That the committee on Harbors consider what, if any, appropriation is necessary to meet the expense of enforcing the provisions of chapter 303 of the Acts of the year 1871, as provided in chapter 219 of the Acts of the year 1877, in relation to Green-Harbor Marsh, and to report by bill, resolve, or otherwise.

Cotton thread.

On motion of Mr. Hyde of Boston, —

*Ordered*, That the committee on Mercantile Affairs consider and report what change, if any, should be made in chapter 120 of the Acts of 1869, in relation to the prevention of frauds in the sale of cotton sewing-thread.

On motion of Mr. Moseley of Boston, —

*Ordered*, That the committee on Railroads consider what action the legislature shall take in relation to the recommendations contained in the Report of the State Directors of the Boston and Albany Railroad, being Senate Doc. No. 9.

State Directors  
— Boston and  
Albany Rail-  
road.

On motion of Mr. Daly of Boston, —

*Ordered*, That the committee on Water Supply and Drainage consider what further legislation, if any, is necessary to prevent the sale of tainted and damaged fish within the Commonwealth.

Damaged fish.

Severally sent up for concurrence.

On motion of Mr. Taft of Uxbridge, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the law in relation to the election of assessors, so as to provide for a longer term of service.

Assessors.

On motion of Mr. Emery of Lawrence, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 156 of the General Statutes, relative to term fees.

Term fees.

On motion of Mr. Walsh of Boston, —

*Ordered*, That the committee on the Judiciary consider whether any legislation is necessary in relation to quieting titles of real estate.

Titles to real  
estate.

On motion of Mr. Hathaway of Springfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of limiting, in certain cases, the powers of county commissioners.

County com-  
missioners.

On motion of Mr. Hutchinson of Chelsea, —

*Ordered*, That the committee on the Judiciary inquire what legislation, if any, is necessary to render certain the extent and application of the provisions of section 2, chapter 235, of the Acts of the year 1877, in connection with sections 9 and 10 of chapter 376 of the Acts of the year 1874, relating to the registration of voters, and the correction of voting-lists in cities.

Registration of  
voters.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary to provide better judicial facilities for any or all of the people within the jurisdiction of the First District Court of Essex County.

First District  
Court of Essex  
County.

On motion of Mr. Brackett of Boston, —

Public adminis-  
trators.

*Ordered*, That the committee on Probate and Chancery consider the expediency of repealing sections 3 and 4 of chapter 95 of the General Statutes, relating to public administrators.

On motion of Mr. Wentworth of Boston, —

Assistant regis-  
ters of probate.

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending section 1, chapter 238, of the Acts of the year 1875, or otherwise providing by law that assistant registers of probate and insolvency of the several counties of the Commonwealth, or any other persons engaged in the performance of any of the duties of the probate office of said counties, shall not receive fees arising from matters pending before the Probate Courts of their several counties.

On motion of Mr. Marsh of Quincy, —

Executor, ad-  
ministrator,  
guardian, etc.

*Ordered*, That the committee on Probate and Chancery inquire whether any legislation is necessary to give judges of the Probate Courts authority to require the delivery of the personal effects of an estate, from a person who has been removed from the office of an executor, administrator, guardian, or trustee, into the custody of the court, or into the hands of a new administrator, executor, guardian, or trustee.

On motion of the same gentleman, —

Ibid.

*Ordered*, That the committee on Probate and Chancery inquire whether any legislation is necessary to cause administrators, executors, guardians, and trustees to exhibit annually to the judges of the Probate Courts the securities belonging to their respective estates.

20th joint Rule.

An order offered by Mr. C. H. Hill of Boston, to suspend the 20th joint Rule until the 26th inst., was rejected.

#### *Introduced on Leave.*

Crocker's notes.

By Mr. Hale of Cambridge, a Resolve to authorize the purchase and distribution of a new edition of Crocker's Notes on the General Statutes of Massachusetts. Read, and referred to the committee on the Judiciary.

#### *Papers from the Senate.*

The following papers were referred in concurrence :

A. T. Jones.

Petition of Adelia T. Jones, for State aid. To the committee on Claims.

Petition of R. B. Forbes and others, for the establishment of schools for the training of seamen ; also petitions of F. C. Sanford and others, David Wood and others, and Holmes W. Smith and others, — severally in aid of the petition of R. B. Forbes and others.

Seamen training-schools.

Severally to the committee on Education.

Petitions of Spencer Borden and others, and E. C. Kilburn and others, for a change of the law in regard to the time for catching black bass ; and

Black bass.

Petition of the Ashmere Reservoir Association, for a law to regulate fishing in their reservoir ;

Ashmere Reservoir Association.

Severally to the committee on the Fisheries.

Petition of John W. Leatherbee and others, for a modification of the law relative to the re-survey of lumber. To the committee on Mercantile Affairs.

Lumber.

Petition of Alanson Borden and others, for a change in the passenger-depots in New Bedford ; and petitions of Isaac C. Sherman and others, A. G. Stanton and others, and Charles Almy and others, — severally in aid of the same ;

New Bedford.

Ibid.

Petition of J. H. Currier, for a charter to build a narrow-gauge railroad from Sterling to Princeton ; and

Sterling and Princeton Railroad.

Petition of the Framingham and Lowell Railroad Company, for authority to issue preferred stock ;

Framingham and Lowell Railroad.

Severally to the committee on Railroads.

Petition of the city of Lowell, for the discontinuance of a free landing-place in Lowell. To the committee on Roads and Bridges.

Lowell — landing-place.

Petition of William Keith and others, for the establishment of a union passenger-station at Greenfield. To the committee on the Hoosac Tunnel and Troy and Greenfield Railroad.

Greenfield passenger-station.

*Ordered*, In concurrence, that the committee on Banks and Banking examine and report whether any further legislation is expedient in regard to savings banks temporarily or permanently enjoined.

Enjoined savings banks.

*Ordered*, In concurrence, that the committee on Banks and Banking consider whether any change is expedient in the law relating to the time at which deposits in savings banks shall begin to bear interest.

Deposits in savings banks.

*Ordered*, In concurrence, that the committee on Military Affairs inquire into the expediency of abolishing the office of Surgeon-General of this Commonwealth.

Surgeon-general.

Troy and Green-  
field Railroad.

*Ordered*, In concurrence, that the committee on the Hoosac Tunnel and Troy and Greenfield Railroad consider and report upon the expediency of extending the Troy and Greenfield Railroad in a south-east direction, through the towns of Deerfield, Sunderland, Amherst, Belcher-town, Ware, West Brookfield, etc., to Southbridge, thereby connecting the New-York and New-England Railroad, the Boston and Albany Railroad, the proposed Massachusetts Central Railroad, and the various towns and cities through which these railroads do now, or may hereafter, pass, with the Hoosac Tunnel and its connections, thereby, if it so may be, increasing the value of the present investments of the State of Massachusetts in the Hoosac Tunnel, the Boston and Albany Railroad, the New-York and New-England Railroad, and the South Boston Flats.

20th joint Rule.

The following order adopted by the Senate, and sent down for concurrence, was rejected, four-fifths of the House not having voted to concur:

*Ordered*, That the 20th joint Rule be suspended, so as to allow petitions, memorials, and applications embraced in the provisions of chapter 2 of the General Statutes, and chapter 91 of the Acts of the year 1862, to be presented on Monday the twenty-fifth day of February current, and considered during the present session of the legislature.

Board of Aid to  
Land-owner-  
ship.

The petition of Franklin W. Smith and others, for an act of incorporation as the Board of Aid to Land-ownership, referred by the House to the committee on Public Charitable Institutions, came down, with the indorsement that the Senate non-concurred, and referred the petition to the committee on Agriculture. On motion of Mr. Bird of Walpole, the House insisted on its reference; and the paper was returned to the Senate, with an indorsement to that effect.

Bills.

Bills:

Relating to the apportionment of sewer and sidewalk assessments; and

For the protection of the public against unsafe and dangerous buildings in cities;

Severally passed to be engrossed by the Senate, were severally read, and referred to the committee on the Judiciary.

Master in Chan-  
cery for Essex  
County.

A Bill to authorize the appointment of an additional master in chancery for the county of Essex, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.



A Resolve in favor of Abby A. Dike, being a new draft of a House resolve with the same title, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance. Abby A. Dike.

A report of the committee on Prisons, no legislation necessary, on an order relative to furnishing tobacco to convicts in the State Prison, accepted by the Senate, was read, and placed in the orders of the day for Monday. Tobacco for convicts.

### *Bills Enacted.*

#### Engrossed bills :

To prescribe the method of electing boards of health in towns (which originated in the House of Representatives) ; Bills enacted.

Relating to the conduct of the inmates of the Reformatory Prison for Women at Sherborn ; and

To provide for the printing of certain extra copies of the Savings-Bank Commissioners' Report

(Which severally originated in the Senate) ;

Were passed to be enacted, signed, and sent to the Senate.

### *Reconsideration.*

Mr. Gargan of Boston moved to reconsider the vote, whereby the House yesterday rejected an order, offered by Mr. Ingalls, and amended. The motion was carried ; and, the question recurring on the adoption of the order, the yeas and nays were ordered on request of Mr. Wade of Newton ; and, the roll being called, the order was adopted by a vote of 112 yeas to 78 nays, as follows : — Visit to Hoosac Tunnel.

#### YEAS.

Messrs. Andrews, Israel W.  
Anthony, Job K.  
Baker, John I.  
Barnes, Sidney.  
Bartholomew, Elisha P.  
Bartlett, James E. T.  
Belcher, George C.  
Bliss, William B.  
Brown, Luther J.  
Burnett, Martin W.  
Carberry, William H.  
Case, Charles A.  
Chase, Charles H.  
Clough, Benjamin.  
Cobb, Philander.  
Coffin, Hiram B.

Messrs. Colburn, George F.  
Converse, Elisha S.  
Cooke, Hiram N.  
Cornish, Israel C.  
Cowdrey, George A.  
Cummings, John W.  
Cunningham, Thomas.  
Curtis, Jason L.  
Daly, Anthony C.  
Desmond, Cornelius.  
Doane, Freeman.  
Doherty, Daniel.  
Ellis, W. Irving.  
Emery, Levi.  
Flood, John T.  
French, Gardner.



|                                 |                                   |
|---------------------------------|-----------------------------------|
| <b>Messrs. Gargan, Francis.</b> | <b>Messrs. Potter, Timothy D.</b> |
| Gilbert, Edwin.                 | Pynchon, William.                 |
| Greene, Thomas R.               | Putnam, Henry W.                  |
| Hawkes, Nathan M.               | Rand, Oliver J.                   |
| Hayden, George F.               | Read, William A.                  |
| Hildreth, James, 2d.            | Reed, William.                    |
| Hooper, John H.                 | Rice, George W.                   |
| Ingalls, Charles H.             | Richards, James H.                |
| Jackson, John.                  | Richardson, Jesper.               |
| Jager, Charles V.               | Ricker, John W.                   |
| Jennings, Andrew J.             | Rinn, Michael.                    |
| Kelley, Joseph J.               | Robinson, William.                |
| Kelly, Jarvis P.                | Sanford, Baalis, jun.             |
| Keyes, Patrick.                 | Sargent, Edmund P.                |
| Leary, Frank D.                 | Shea, John B.                     |
| Leighton, Edwin F.              | Shortla, Henry.                   |
| Lewis, John A.                  | Spaulding, Pliny F.               |
| Lovell, Benjamin S.             | Sprague, Leander.                 |
| Lowther, George W.              | Stackpole, Stephen A.             |
| Mahony, James T.                | Stuart, William J.                |
| Marden, Frederic A.             | Swift, Van Rensselaer.            |
| Marlor, John.                   | Thurston, Charles F.              |
| Marshall, George S.             | Tilton, John W.                   |
| McGibbons, Samuel S.            | Tucker, Payson E.                 |
| McGlynn, Patrick M.             | Turner, John.                     |
| McPherson, Ebenezer M.          | Wales, Abijah T.                  |
| Mellen, James H.                | Walsh, James L.                   |
| Merritt, Amos W.                | Warren, Alonzo.                   |
| Moore, Phillips.                | Webster, Abel.                    |
| Moors, Albert.                  | Wentworth, Samuel H.              |
| Morton, Elbridge G., jun.       | White, Newton.                    |
| Moseley, Frederick P.           | Whitehead, Joseph.                |
| Norton, Eugene L.               | Whitehouse, Sydney F.             |
| Noyes, Charles J.               | Wiggin, William H.                |
| Nugent, James H.                | Wilcox, Henry M.                  |
| O'Neil, Joseph H.               | Wilder, Henry H.                  |
| Osgood, Charles S.              | Wiswell, Joseph.                  |
| Packard, Henry B.               | Wonson, Charles H.                |
| Paddock, Henry.                 | Wright, John H.                   |
| Peirce, James P.                | Wyman, Oliver B.                  |

## NAYS.

|                                    |                                 |
|------------------------------------|---------------------------------|
| <b>Messrs. Aldrich, Charles P.</b> | <b>Messrs. Bolles, Matthew.</b> |
| Allen, Charles H.                  | Bonney, Henry C.                |
| Ames, James H.                     | Brackett, John Q. A.            |
| Barrett, George V.                 | Brigham, George O.              |
| Beach, Theodore D.                 | Brooks, William A.              |
| Billings, Joseph.                  | Bush, Charles W.                |
| Bird, Francis W.                   | Byram, Charles R.               |

Messrs. Carll, Francis.  
 Chapin, Nahum.  
 Clark, Leonard.  
 Coffin, Samuel.  
 Cornell, John.  
 Curtis, Orson B.  
 Cushing, Levi L., jun.  
 Davis, Robert L.  
 Dunham, Jarvis N.  
 Eager, Edward R.  
 Emory, James W.  
 Fairbank, John B.  
 Field, Lucius.  
 Field, Ralph A.  
 Gardner, Nelson.  
 Gilman, Freeman L.  
 Goulding, Frank P.  
 Hale, Edwin B.  
 Hardy, Noah L.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Howe, Simon H.  
 Howe, William.  
 Hutchinson, Eben.  
 Hyde, Henry D.  
 Johnson, Henry A.  
 Kimball, Ensign.  
 King, William S.  
 Knowlton, Marcus P.

Messrs. Lincoln, George C.  
 Lovell, John D.  
 Manning, William.  
 Marsh, Edwin W.  
 Merriam, Artemus.  
 Newton, John F.  
 Noble, Joseph G.  
 Noyes, Chauncey O.  
 Otis, John L.  
 Parmenter, J. Sumner.  
 Partridge, David A.  
 Peck, William G.  
 Pike, James D.  
 Pillsbury, Albert E.  
 Powers, Henry W.  
 Sargent, Lucius M.  
 Stiles, Henry S.  
 Stone, Eben F.  
 Studley, Ezekiel R.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Underwood, Horace.  
 Wade, Levi C.  
 Wadsworth, Alexander.  
 Walton, Solon.  
 Webster, Edwin R.  
 Whitmore, Charles S.  
 Wilder, Sydney.  
 Wilson, George A.  
 Winn, John.  
 Wood, Solon.

Yeas, 112; nays, 78.

The order as adopted was as follows:

*Ordered*, That the sergeant-at-arms make suitable provisions for a visit of the members of the House of Representatives to the Hoosac Tunnel on Friday, March 8.

#### *Reports of Committees.*

By Mr. Howe of Marlborough, from the committee on Manufactures, leave to withdraw, on the petition of N. M. Child and others, for a law prohibiting the trustees of reformatory and criminal institutions from manufacturing goods on State account.

Manufacturing  
by State institu-  
tions.

By Mr. Hastings of Worcester, from the committee on Taxation, inexpedient to legislate on an order relative to amending section 33 of chapter 12 of the General Stat-

Sale of liens by  
tax-collectors.

utes, concerning the sale of liens on real estate, by collectors of taxes.

Severally read, and placed in the orders of the day for Monday.

George White.

By Mr. Daly of Boston, from the committee on Probate and Chancery, asking to be discharged from further consideration of the petition of George White, judge of probate for Norfolk County, for compensation for performing the duties of judge of probate for the county of Suffolk during the vacancy caused by the death of Judge Ames, and recommending that it be referred to the committee on Claims.

Read, accepted, under suspension of the rule, and sent up for concurrence in the reference.

Worcester-  
county Court-  
house.

By Mr. Lovell of Worcester, from the committee on County Estimates, on a petition, a Bill to authorize the county commissioners of Worcester County to borrow money for certain purposes.

Builders' Loan  
and Fund Asso-  
ciation.

By Mr. Walsh of Boston, from the committee on the Judiciary, on a petition, a Bill to revive the Builders' Loan and Fund Corporation for certain purposes.

Cambridge  
treasurer and  
collector.

By Mr. C. H. Hill of Boston, from the same committee, to whom was recommitted the Bill concerning the treasurer and collector of the city of Cambridge, that the same ought to pass in a new draft with the same title.

Masked balls.

By Mr. Knowlton of Springfield, from the same committee, on a petition, a Bill to amend section 77 of chapter 88 of the General Statutes, relating to masked balls.

Snow and ice on  
sidewalks.

By the same gentleman, from the same committee, that the Bill (on leave) to amend an act authorizing towns to provide for the removal of snow and ice from sidewalks ought to pass in a new draft with the same title.

Appropriation  
bill, No. 6.

By Mr. Stone of Newburyport, from the committee on Finance, on an order, a Bill in further addition to an act making appropriations for the maintenance of the government during the present year.

Severally read, and ordered to a second reading.

Official stenog-  
rapher.

By Mr. Cushing of Cambridge, from the committee on Finance, that the Bill (on leave) to provide a stenographer for the legislative and executive departments ought to pass. Placed in the orders of the day for a second reading on Monday.

Bridget  
Murphy.

By Mr. Allen of Boston, from the same committee, asking to be discharged from the further consideration of the Resolve in favor of Bridget Murphy of Merrimack.

On motion of Mr. Stone of Newburyport, the rule was suspended, the report was at once considered and accepted; and the resolve was placed in the orders of the day for a second reading on Monday.

*Orders of the Day.*

The report of the committee on the Judiciary, leave to withdraw, on petition of F. C. Sanford and others, for restoration of a term of the Supreme Judicial Court for Nantucket County, was accepted. Orders of the day.

The Bill (on leave) relating to wills written in foreign tongues was rejected as recommended by the committee on Probate and Chancery.

The Bill to amend section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee, was read, and ordered to a third reading.

Further consideration of the report, leave to withdraw, of the committee on Towns, on the petitions of the selectmen of Truro and Provincetown, that the boundary-line between said towns may be defined, was postponed until Monday, on motion of Mr. Shortle of Provincetown.

The Bill to incorporate the International Wharf and Dock Company in East Boston was read a second time; and its further consideration was postponed until Monday, on motion of Mr. McPherson of Boston.

The Resolve providing for an amendment to the constitution, to permit the division of towns into election districts, was read a third time; and, on motion of Mr. C. H. Hill of Boston, its further consideration was postponed until Tuesday next.

**Bills :**

Fixing the time and place of holding Probate Courts in the county of Suffolk; and

To authorize the Boston and Lowell Railroad Corporation to widen its freight bridge across Charles River;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 190 of the Acts of the year 1872, relating to the alewife and other fisheries in the towns of Bridgewater, West Bridgewater, East Bridgewater, and Halifax, was read, and passed to be engrossed in concurrence.

The Senate Bill concerning the maintenance of Chelsea Bridge, was further considered. Mr. Pillsbury of Boston moved to amend the substitute bill moved by Mr. Brackett of Boston as an amendment, pending which, the further consideration of the bill, with the pending questions, was postponed until Monday, on motion of Mr. Osgood of Salem.

At 4.35 adjourned.

MONDAY, Feb. 25, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Taylor of Jamaica Plain.

Adjutant-  
General's re-  
port.

The Annual Report of the Adjutant-General for the year ending Dec. 31, 1877, was received, referred to the committee on Military Affairs, and sent up for concurrence.

*Petitions Presented.*

Dogs.

By Mr. Shortle of Provincetown, remonstrance of C. K. Sullivan and others, against any increase of the tax upon dogs. Referred to the committee on Agriculture.

Old South.

By Mr. Bush of Gardner, petition of James Oliver and 73 others; by Mr. Field of Clinton, petition of George M. Bartol and 6 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

Insurance  
policies.

By Mr. Tucker of Boston, petition of Thomas P. Proctor, for an amendment of the law relative to fire-insurance policies. Referred to the committee on Insurance.

Soldiers' Home.

By Mr. Powers of South Abington, petition of J. H. Giles and others; by Mr. Field of Clinton, petition of E. Brinhall and others; by Mr. Powers of South Abington, petition of Jerome Washburn and 550 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

Taxation of  
mortgages.

By Mr. Field of Clinton, petition of Ezra Sawyer and others, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged. Referred to the committee on Taxation.

By Mr. Coffin of Fall River, petition of L. D. Tucker and others; by Mr. Lovell of Weymouth, petition of J. N. L. Bicknell and others, — severally in aid of petition of Samuel Butler and others, for a division of the town of Edgartown. Edgartown.

Severally referred to the committee on Towns.

By Mr. Emery of Lawrence, petition of J. H. Prescott and others; by Mr. Robinson of Chelsea, petition of T. H. Buck and others; by Mr. Moseley of Boston, petition of Pratt and Company and others; by Mr. Reed of Taunton, petition of J. W. L. Wilbur and others; by Mr. Baker of Beverly, petition of George Roundy and others; by Mr. Wonson of Gloucester, petition of Swett and Company and others; by Mr. Wadsworth of Boston, petition of Francis Buttrick and others; by Mr. Baker of Lincoln, petition of Charles E. Redfern and others; by Mr. Pillsbury of Boston, petitions of Swazey and Warner and others, and of A. S. Stearns and others; by Mr. Jennings of Fall River, petition of David P. Davis and others; and by Mr. Hardy of Natick, petition of Charles H. Pook and others, — severally for a modification of the law in relation to the re-survey of lumber. Lumber.

Severally referred to committee on Mercantile Affairs.

Severally sent up for concurrence.

By Mr. Hastings of Worcester, remonstrance of J. C. Simmons and others, against the repeal of the ten-hour law. Ten-hour law.

Placed on file, with report of committee on that subject.

### *Orders.*

On motion of Mr. Daly of Boston, —

*Ordered*, That the committee on Insurance consider the expediency of obliging foreign insurance corporations doing business in this Commonwealth to file a bond covenanting to pay without delay all judgments obtained by our citizens against them in the courts of this Commonwealth. Foreign insurance companies.

On motion of Mr. Pillsbury of Boston, —

*Ordered*, That the committee on Printing consider the expediency of legislation to remove a doubt now existing as to the proper construction of the contract between the Commonwealth and Messrs. Rand, Avery, and Company in relation to "office blank books" and other like documents. State printers' contract.

Severally sent up for concurrence.

On motion of the same gentleman, —

Trustees' accounts.

*Ordered*, That the committee on the Judiciary consider the expediency of legislation to enable the Probate Courts to require accounts to be rendered by trustees not appointed by the courts, who neglect or refuse to render such accounts to the persons entitled thereto.

On motion of Mr. Macomber of Fall River, —

Clerks of courts as bail commissioners.

*Ordered*, That the committee on the Judiciary consider the expediency of revising the law in relation to clerks of courts acting as bail commissioners, and for fixing the fees of the same.

*Introduced on Leave.*

Insurance by corporations.

By Mr. Noyes of Boston, a Bill to further amend an act concerning associations for religious, charitable, educational, and other purposes. Read, referred to the committee on Insurance, and sent up for concurrence.

Obstruction of public travel.

By Mr. King of Boston, a Bill to authorize the arrest, without warrant, of persons who obstruct public travel. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

The following papers were referred in concurrence :

B. Cusick.

Petition of Bartholomew Cusick of Brookline, for State aid; and

T. Mallory.

Petition of Thomas Mallory of Adams, for State aid. Severally to the committee on Claims.

Seamen's schools.

Petition of S. R. Phinney and others, in aid of the petition of R. B. Forbes and others, for the establishment of schools for the training of seamen. To the committee on Education.

Black bass.

Petition of Gerard C. Tobey and others, relating to the taking of black bass. To the committee on the Fisheries.

Taunton Hospital.

Petition of the trustees of the Taunton Lunatic Hospital, for additional buildings. To the committee on Public Charitable Institutions.

Marblehead — highway.

Petition of John S. Martin and others, that permission be given to the county commissioners of Essex County to lay out a road through a cemetery in Marblehead. To the committee on Roads and Bridges.

Savings banks.

*Ordered*, In concurrence, that the committee on Banks and Banking examine and report whether any legislation is expedient in regard to savings banks.



*Ordered*, In concurrence, that the committee on Education consider the expediency of further legislation in relation to the expenditure of money by the several school committees of the Commonwealth.

School committees.

*Ordered*, In concurrence, that the committee on the Troy and Greenfield Railroad and Hoosac Tunnel be, and it hereby is, instructed to consider and report what legislation, if any, is necessary relative to the repeal or modification of any part of the seventy-seventh chapter of the Acts of the year 1875, or the substitution of any legislation for any part thereof; also relative to the powers, duties, or liabilities of the manager of said railroad, and the expenses and methods of its management; also relative to the duties and obligations of railroad companies, of railroads connecting with, operating, or using said railroad, and the officers and employees of said companies, relative to said railroad or its use; also relative to the relations of said companies and their employes to the Commonwealth and its manager and the public in matters pertaining to the Troy and Greenfield Railroad.

Troy and Greenfield Railroad.

*Ordered*, In concurrence, that the committee on Military Affairs be instructed to consider and report what legislation, if any, is necessary relative to the re-organization of the militia, the reduction of its expenses, or the promotion of its efficiency.

Militia.

A Bill relating to the exemption of dwelling-houses from taxation, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Taxation.

Dwelling-houses.

A Bill to amend chapter 49 of the General Statutes, in relation to the inspection and survey of lumber, ornamental wood, and ship-timber, reported on an order, and several remonstrances relating to said order, passed to be engrossed by the Senate, was read, and ordered to a second reading.

Lumber.

A Bill in addition to an act making appropriations for the expenses of the State Almshouse, the State Workhouse, the State Prisons, the State Primary School, the State Reform School for Boys, the State Industrial School for Girls, and for other purposes, introduced on leave in the Senate, and referred to the committee on Public Charitable Institutions, was read. Mr. Bird of Walpole raised the point of order that the bill was a money-bill, and under the constitution it could not originate in the

Westborough Reform School  
— point of order.



Senate. The Chair ruled that the point was well taken; and the bill was laid aside.

*Reports of Committees.*

By Mr. Mellen of Worcester, from the committee on Labor :

Women and children.

Leave to withdraw, on petition of Inez Snow and others, for a change in the law concerning the hours of labor in manufacturing establishments, so far as it relates to women and children, and remonstrances against any change in said law; and

Ten-hour law.

Inexpedient to legislate, on an order relative to amending chapter 221 of the Acts of the year 1874, relative to the hours of labor in manufacturing establishments.

Boston —  
Medicine, etc.

By Mr. Warren of Boston, from the committee on Water Supply and Drainage, leave to withdraw, on petition of the mayor of Boston (from files), for an act authorizing said city to regulate by ordinance the practice of medicine and pharmacy, and a remonstrance against the same. [Messrs. Marden of Boston, Reed of Taunton, and Cornish of New Bedford, a minority of the committee, dissented, and recommended the passage of a "Bill to regulate the practice of medicine and surgery in the city of Boston."]

Severally read, and placed in the orders of the day for to-morrow.

Woman's prison.

By Mr. Brown of Fitchburg, from the committee on Finance, that the Resolve relating to the Reformatory Prison for Women ought to pass.

By Mr. Cushing of Cambridge, from the same committee, that the

A. A. Dike.

Senate Resolve in favor of Abby A. Dike; and the

Bristol-county  
Agricultural  
Society.

Senate Bill to enable the Bristol-county Agricultural Society to obtain its State bounty;

Ought severally to pass.

Hardwick.

By Mr. Bolles of Boston, from the same committee, that the Resolve in favor of the town of Hardwick ought to pass.

Replevin bonds.

By Mr. Goulding of Worcester, from the committee on the Judiciary, that the Senate Bill relating to replevin bonds ought to pass with an amendment.

Severally placed in the orders of the day for to-morrow, for a second reading.

Drunkenness.

By Mr. Walsh of Boston, from the committee on the Judiciary, asking to be discharged from further considera-

tion of the Bill (on leave) to provide for the punishment of drunkenness for the first and second offence, and recommending its reference to the committee on the Liquor Law. Read, accepted under suspension of the rule, and sent up for concurrence in the reference.

By Mr. C. H. Hill of Boston, from the same committee, Boston parks.  
on a petition, a Bill to authorize the city of Boston to borrow money for the improvement of land for the purposes of public parks.

By Mr. Knowlton of Springfield, from the same committee, Boston streets.  
on a petition, a Bill concerning the re-location of streets and ways in the city of Boston.

Severally read, and ordered to a second reading.

*Orders of the Day.*

Reports :

Of the committee on Towns, leave to withdraw, on the petitions of the selectmen of Truro and Provincetown, that the boundary-line between said towns may be defined ; Orders of the day.  
and

Of the committee on Prisons, inexpedient to legislate, on an order relative to furnishing tobacco to convicts in the State Prison ;

Were severally accepted in concurrence.

Reports :

Of the committee on Claims, leave to withdraw, on petition of Timothy J. Burns, for State aid ;

Of the committee on Taxation, inexpedient to legislate, on an order relative to sales by collectors of taxes of liens on real estate ; and

Of the committee on Manufactures, leave to withdraw, on petition of William M. Childs and others, for a law prohibiting the trustees of reformatory institutions from manufacturing goods on State account ;

Were severally accepted, and sent up for concurrence.

The Senate Bill to incorporate the International Wharf and Dock Company in East Boston was refused a third reading, by a vote of 21 to 69.

Bills :

Relating to insurance agents and brokers ;

To authorize the county commissioners of Worcester County to borrow money for certain purposes ;

To revive the Builders' Loan and Fund Corporation for certain purposes ;

To extend the time for commencing and completing the Cape Cod Ship Canal, and to reduce the capital stock of the company ;

In further addition to an act making appropriations for the maintenance of the government during the present year ; and

To amend an act authorizing towns to provide for the removal of snow and ice from sidewalks ;

Were severally read, and ordered to a third reading.

The Senate Bill concerning the maintenance of Chelsea Bridge was further considered. On motion of Mr. Read of Lowell, it was voted that the debate close at 4.15 o'clock. After the debate was closed the amendment moved by Mr. Pillsbury of Boston to the substitute bill offered by Mr. Brackett of Boston was adopted. By general consent the pending motion of Mr. Hyde of Boston, to recommit the bill, with instructions, was withdrawn. The motion of Mr. Brackett of Boston to substitute the bill presented by him was rejected, by a vote of 64 to 98. The bill was then ordered to a third reading.

The Bill to amend the act incorporating the Evangelical Baptist Benevolent and Missionary Society was read a third time ; and pending the question, on passing it to be engrossed, the House

At 5.40 adjourned.

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TUESDAY, Feb. 26, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Dogs.

By Mr. Burnett of South Hadley, petition of G. M. Nash and others, for legislation relative to diminishing the number of dogs, and for other purposes. Referred to the committee on Agriculture.

Old South.

By Mr. Stuart of Hyde Park, petition of P. B. Davis and 131 others ; by Mr. Bliss of Great Barrington, petition of James Bradford and 6 others ; by Mr. Gilman of Boston, petition of James F. Hunnewell and 32 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

By Mr. Noyes of Georgetown, petition of Charles H. Hopkinson and others, for a change in the laws relative to the taking of shad and smelts in the Merrimack River. Referred to the committee on the Fisheries.

Shad and smelts  
in Merrimack  
River.

By Mr. Nugent of Boston, petition of the Boston Section Socialistic Labor Party; and, by Mr. Norton of Boston, petition of Joseph Grant and others, — severally for an act for the better protection of women and children employed in manufacturing establishments.

Protection of  
women and  
children.

Severally referred to the committee on Labor.

By Mr. Kelly of Chicopee, petition of G. A. Ashley and Company of Chicopee and 27 others, for a law obliging retail dealers in fish or oysters to pay an annual license. Referred to the committee on Mercantile Affairs.

Fish-dealers'  
licenses.

By Mr. Lincoln of North Brookfield, petitions of Albert H. Foster and 294 others, of George M. Newton and 142 others, of Edwin Bycroft and 96 others, of W. E. Cook and 40 others; by Mr. Partridge of Medway, petition of H. P. Fisher and 178 others; by Mr. Wilder of Holliston, petition of John Collins and 646 others; by Mr. Mahon of Hopkinton, petition of Abner Greenwood and others; by Mr. Pike of Merrimack, petition of S. S. Blodgett and 308 others; by Mr. Wood of Hudson, petition of H. S. Trowbridge and 393 others; by Mr. Howe of Marlborough, petition of S. H. Howe and others; by Mr. Aldrich of Deerfield, petition of Samuel F. Fisher and others, — severally for an appropriation to establish a Soldiers' Home.

Soldiers' Home.

Severally referred to the committee on Military Affairs.

By Mr. Field of Clinton, petition of the selectmen of Lancaster and others, for a change in the general railroad law relative to crossings of highways. Referred to the committee on Railroads.

Crossings of  
highways by  
railroads.

By Mr. Noyes of Boston, petition of the Glendon Company of Boston and 29 others; by Mr. Price of Attleborough, petition of Pierce and Carpenter and others; by Mr. Ingalls of Adams, petition of W. H. Hoblen and others, — severally for a modification of the law relative to the re-survey of lumber.

Lumber.

Severally referred to committee on Mercantile Affairs.

Severally sent up for concurrence.

By Mr. Clark of Springfield, petition of the Eagle Consolidated Mining Company, for an act to dissolve said company. Referred, under the 20th joint Rule, to the next General Court.

Eagle Consoli-  
dated Mining  
Company.

Pawn-brokers.

By Mr. Wadsworth of Boston, petition of Henry Edwards and others, for a law regulating the rate of interest which may be charged by pawnbrokers. Referred to the committee on the Judiciary.

### Orders.

Auction sales.

On motion of Mr. Dunham of Pittsfield, —

*Ordered*, That the committee on Mercantile Affairs consider what legislation is necessary in regard to sales of merchandise at auction in the Commonwealth by persons not citizens thereof, or who pay no taxes here upon such merchandise.

Sent up for concurrence.

Fraudulent voting.

On motion of Mr. C. H. Hill of Boston, —

*Ordered*, That the committee on the Judiciary be authorized to report in print, on the petition of Samuel C. Cobb and others, for the prevention of fraudulent voting in the city of Boston.

Medical examinations, etc.

On motion of Mr. Jennings of Fall River, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 200 of the Acts of the year 1877, relative to medical examinations and inquests in cases of death by violence.

Auctioneers.

On motion of Mr. Byram of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of requiring auctioneers to give suitable bonds to the city or town granting them a license.

Special justices.

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the committee on the Judiciary inquire what legislation, if any, is necessary regarding the compensation of special justices of district, police, and municipal courts.

Insolvent estates.

On motion of Mr. Pillsbury of Boston, —

*Ordered*, That the committee on Probate and Chancery consider and report whether any further legislation is expedient in relation to the settlement of insolvent estates of persons deceased, and to the claims of creditors thereon.

Visit of committee of New-York Assembly.

Mr. Noyes of Boston offered the following :

*Whereas*, The Speaker, Clerk, and Sergeant-at-Arms of the Assembly of the State of New York, accompanied by a committee of that honorable body, will visit the city of Boston on the fifth day of March next,

*Ordered*, That a committee of eight be appointed to re-

ceive and entertain them as the guests of the House during their stay.

The order was adopted ; and Messrs. Noyes of Boston, Stone of Newburyport, King of Boston, Fairbank of Oakham, Ingalls of Adams, Wilder of Lowell, Converse of Malden, and Galligan of Taunton, were appointed the committee.

*Introduced on Leave.*

By Mr. Cummings of Fall River, a Bill in relation to the inspection of factories and public buildings, and for other purposes. Read, referred to the committee on Labor, and sent up for concurrence. Inspection of factories, etc.

By Mr. Byram of Boston, a Bill to insure the payment of wages, and for materials used in constructing public buildings and public works. Read, and referred to the committee on the Judiciary. Payment of wages, etc.

*Laid on the Table.*

On motion of Mr. Bird of Walpole, the Senate Bill to amend section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee, was discharged from the orders of the day, and laid on the table. Mashpee.

*Papers from the Senate.*

The following papers were referred in concurrence :

Petition of K. K. Thatcher, in aid of the petition of R. B. Forbes and others, for the establishment of schools for seamen. To the committee on Education. Seamen's schools.

Petition of Otis B. Merrill and others, for amendment of the constitution for biennial sessions of the legislature, and elections of State officers. To the committee on Constitutional Amendments. Biennial sessions.

Remonstrance of Stephen Salisbury and others, against the petition for a repeal of the act relating to Foster Street in Worcester ; and Foster Street.

Petition of the mayor of the city of Boston, for the passage of an act releasing the city of Boston from maintaining any portion of West-Boston and Craigie Bridges outside the boundary-line of the city of Boston ; West-Boston and Craigie Bridges.

Severally to the committee on Roads and Bridges.

Statement of expenses of the various boards and commissions in the Commonwealth during the last ten years. (See Senate Doc. No. 41.) To the committee on Expen- State expenses for boards, commissions, etc.

ditures, with instructions to inquire and report whether reductions cannot be made in the expenditures of the Commonwealth by the abolition, consolidation, or modification of the various boards and commissions therein mentioned, or some of them.

**State printing.** Statement of cost of State printing for twenty-eight consecutive years; also a copy of the existing contract for printing. (See Senate Doc. No. 39.) To the committee on Printing.

**Trespass.** *Ordered,* In concurrence, that the committee on Agriculture consider and report what legislation, if any, is necessary to prevent trespass on land under tillage.

**Land owned by Commonwealth.** *Ordered,* In concurrence, that the joint special committee on the Hoosac Tunnel and Troy and Greenfield Railroad consider whether any legislation is necessary or expedient to authorize the Governor and Council of the Commonwealth to sell and dispose of parcels of real estate belonging to the Commonwealth in the towns of Adams and Florida, and to report by bill, or otherwise.

#### Reports :

**M. J. Knight.** Of the committee on Claims, leave to withdraw, on petition of Maria J. Knight, for State aid ;

**Trains on bridges.** Of the committee on Railroads, leave to withdraw, on petition of Samuel W. Winslow, relative to the passage of trains of cars over railroad bridges while trains on other railroads are passing under said bridges ;

**Gas and gas-meters.** Of the committee on Mercantile Affairs, no legislation necessary, on the Annual Report of the Inspector of Gas and Gas-Meters ; and

**J. H. Hathorne.** Of the committee on Claims, leave to withdraw, on petition of J. H. Hathorne, for value of a horse killed while used by Battery A, Massachusetts Artillery ;

Severally accepted by the Senate, were severally read, and placed in the orders of the day for to-morrow.

**Contagious diseases.** A Resolve in favor of the Commissioners on Contagious Diseases among Cattle, reported on the annual report of said commissioners, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

#### *Reports of Committees.*

**Eastern Railroad.** By Mr. Hawkes of Lynn, from the committee on Railroads, leave to withdraw, on petition of Briggs Mann and others, for an examination of the books and financial condition of the Eastern Railroad Company.



By the same gentleman, from the committee on Elections, leave to withdraw, on petition of D. Smith Kimball, for a recount of votes for representative in the Nineteenth Essex District. (See House Doc. No. 92.)

Nineteenth  
Essex District.

By Mr. Haskell of Gloucester, from committee on Printing, on an order relative to the printing of a larger edition of public documents than is authorized by law. (See House Doc. No. 93.)

Public docu-  
ments.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Dunham of Pittsfield, from the committee on Insurance, on the special report of the Insurance Commissioner relative to changes in the existing statutes; bills

Relating to the supervision of co-operative saving fund and loan associations; and

Co-operative  
associations.

Concerning mutual marine and mutual fire and marine insurance companies.

Insurance  
companies.

By Mr. Hooper of Medford, from the committee on Water Supply and Drainage, on a petition, a Bill to authorize the city of Newton to lay and maintain a main drain in the town of Watertown.

Newton drain.

By Mr. Hawkes of Lynn, from the committee on Railroads, on the Ninth Annual Report of the Railroad Commissioners, a Bill in relation to signs at railroad-crossings.

Signs at railroad  
crossings.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, on a petition, a Bill to revive the charter of the Attleborough Bank for certain purposes.

Attleborough  
Bank.

By Mr. Jennings of Fall River, from the committee on the Judiciary, that the Bill (on leave) to incorporate the Central Cemetery Association of Randolph ought to pass in a new draft with the same title.

Central Ceme-  
tery Associa-  
tion.

Severally read, and ordered to a second reading.

### *Bills Enacted.*

Engrossed bills:

To incorporate the Third Congregational Church in Chelsea;

Bills enacted.

To incorporate the Lee Water Company;

To authorize the Pierce Academy, in the town of Middleborough, to hold additional real and personal estate; and

To authorize cities and towns to furnish pupils in the public schools with stationery;

(Which severally originated in the House of Representatives); and



To prevent the spreading of contagious and infectious diseases among domestic animals; and

Concerning the distribution of the ministerial fund in the town of Lanesborough;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the day.

Bills:

To provide a stenographer for the legislative and executive departments;

Concerning the treasurer and collector of the city of Cambridge (amended on motion of Mr. Cushing of Cambridge, the amendment being amended on motion of Mr. Hale of Cambridge);

Concerning the re-location of streets and ways in the city of Boston; and

Resolves:

In favor of the town of Hardwick; and

In favor of Abby A. Dike;

Were severally read, and ordered to a third reading.

Bills:

Authorizing the Eastern Railroad Company to make leases or other running contracts with railroads out of the Commonwealth;

To revive the Builders' Loan and Fund Corporation for certain purposes;

In further addition to an act making appropriations for the maintenance of the government during the present year; and

To amend an act authorizing towns to provide for the removal of snow and ice from sidewalks;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Bill to extend the time for commencing and completing the Cape Cod Ship Canal, and to reduce the capital stock of the company, was read, and passed to be engrossed in concurrence.

The Bill to amend the act incorporating the Evangelical Baptist Benevolent and Missionary Society was further considered. After extended debate, the yeas and nays were ordered on the main question, on request of Mr. Bolles of Boston; and, the roll being called, the bill was passed to be engrossed, by a vote of 129 yeas to 65 nays, as follows: —

## YEAS.

|                                    |                                |
|------------------------------------|--------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Hooper, John H. |
| Allen, Charles H.                  | Howe, Asa F.                   |
| Andrews, Israel W.                 | Howe, Simon H.                 |
| Anthony, Job K.                    | Howes, Thomas P.               |
| Bancroft, Alonzo.                  | Hutchinson, Eben.              |
| Barnes, Charles E.                 | Hyde, Henry D.                 |
| Bartholomew, Elisha P.             | Ingalls, Charles H.            |
| Bartlett, James E. T.              | Jackson, John.                 |
| Beach, Theodore D.                 | Jager, Charles V.              |
| Bent, Myron W.                     | Johnson, Henry A.              |
| Bird, Francis W.                   | Knowlton, Marcus P.            |
| Blanchard, William.                | Leighton, Edwin F.             |
| Bliss, William B.                  | Lewis, John A.                 |
| Bonney, Henry C.                   | Lovell, Andrew.                |
| Brackett, John Q. A.               | Macomber, Pardon.              |
| Brigham, George O.                 | Mahony, James T.               |
| Brooks, William A.                 | Manning, William.              |
| Brown, Luther J.                   | Marsh, Edwin W.                |
| Burnett, Martin W.                 | McGlynn, Patrick M.            |
| Carroll, Lewis.                    | McPherson, Eben. M.            |
| Chase, Charles H.                  | Merritt, Amos W.               |
| Cobb, Philander.                   | Morton, Elb'ge G., jun.        |
| Colburn, George F.                 | Moseley, Frederick P.          |
| Cornell, John.                     | Noble, Joseph G.               |
| Cowdrey, George A.                 | Noyes, Chauncey O.             |
| Cummings, John W.                  | Packard, Henry B.              |
| Cunningham, Thomas.                | Paddock, Henry.                |
| Curtice, John W.                   | Paige, Calvin D.               |
| Curtis, Jason L.                   | Paige, Lucius R.               |
| Curtis, Orson B.                   | Partridge, David A.            |
| Cushing, Levi L., jun.             | Peck, William G.               |
| Davis, Charles A.                  | Peirce, James P.               |
| Dunham, Jarvis N.                  | Phillips, Benjamin A.          |
| Ellis, W. Irving.                  | Pillsbury, Albert E.           |
| Emory, James W.                    | Powers, Henry W.               |
| Everett, Noble W.                  | Price, George.                 |
| Fairbank, John B.                  | Pynchon, William.              |
| Fish, Isaiah.                      | Putnam, Henry W.               |
| French, Gardner.                   | Ranlett, Charles E.            |
| Gardner, Nelson.                   | Reed, William.                 |
| Gilbert, Edwin.                    | Reed, William, jun.            |
| Glines, Jacob T.                   | Rice, George W.                |
| Greene, Thomas R.                  | Richards, James H.             |
| Hardy, Noah L.                     | Richardson, Jesper.            |
| Hastings, Thomas J.                | Ricker, John W.                |
| Hawkes, Nathan M.                  | Robinson, William.             |
| Hill, Clement H.                   | Russell, Solomon N.            |
| Hill, Hamilton A.                  | Sanford, Baalis, jun.          |

|                            |                         |
|----------------------------|-------------------------|
| Messrs. Sargent, Edmund P. | Messrs. Walsh, James L. |
| Shortle, Henry.            | Warren, Alonzo.         |
| Smith, Matthew.            | Washburn, John D.       |
| Spaulding, Pliny F.        | Webster, Edwin R.       |
| Spaulding, Timothy G.      | White, Newton.          |
| Sprague, Leander.          | Whitehead, Joseph.      |
| Stuart, William J.         | Whitehouse, Sydney F.   |
| Studley, Ezekiel R.        | Wilder, Henry H.        |
| Swift, Van Rensselaer.     | Wilder, Sydney.         |
| Taft, Zadok A.             | Wilson, George A.       |
| Thomas, Edward I.          | Winn, John.             |
| Thompson, Leonard, jun.    | Wiswell, Joseph.        |
| Tilton, John W.            | Wonson, Charles H.      |
| Tucker, Payson E.          | Wood, Solon.            |
| Underwood, Horace.         | Wright, John H.         |
| Wadsworth, Alexander.      | Wyman, Oliver B.        |
| Wales, Abijah T.           |                         |

## NAYS.

|                          |                        |
|--------------------------|------------------------|
| Messrs. Baker, George M. | Messrs. Howe, William. |
| Baker, John I.           | Kelley, Joseph J.      |
| Barrett, George V.       | Kelly, Jarvis P.       |
| Belcher, George C.       | Keyes, Patrick.        |
| Billings, Joseph.        | Kimball, Ensign.       |
| Bolles, Matthew.         | Leary, Frank D.        |
| Bush, Charles W.         | Macomber, William P.   |
| Carberry, William H.     | Mahon, John.           |
| Carll, Francis.          | Marden, Frederic A.    |
| Chamberlain, Alvin B.    | Marshall, George S.    |
| Clark, Leonard.          | McGibbons, Samuel S.   |
| Clough, Benjamin.        | Mellen, James H.       |
| Coffin, Samuel.          | Merriam, Artemus.      |
| Converse, Elisha S.      | Moore, Phillips.       |
| Cook, William H.         | Moors, Albert.         |
| Davis, Robert L.         | Murphy, Patrick F.     |
| Desmond, Cornelius.      | Newton, John F.        |
| Doane, Abiathar.         | Norton, Eugene L.      |
| Doane, Freeman.          | Nugent, James H.       |
| Eager, Edward R.         | O'Neil, Joseph H.      |
| Field, Lucius.           | Parmenter, J. Sumner.  |
| Flood, John T.           | Pike, James D.         |
| Galligan, John H.        | Potter, Timothy D.     |
| Gargan, Francis.         | Rand, Oliver J.        |
| Hale, Edwin B.           | Randall, David.        |
| Haskell, Edward H.       | Read, William A.       |
| Hathaway, Rawson.        | Sargent, Lucius M.     |
| Hathaway, Thomas B.      | Stackpole, Stephen A.  |
| Hawks, Alanson K.        | Stiles, Henry S.       |
| Hildreth, James, 2d.     | Thurston, Charles F.   |

Messrs. Turner, John.  
Wade, Levi C.  
Walton, Solon.

Messrs. Wentworth, Samuel H.  
Whitmore, Charles S.

Yeas, 129 ; nays, 65.

The Resolve providing for an amendment to the constitution, to permit the division of towns into election districts, was further considered ; and after debate, the roll being called, the House refused to concur with the Senate in agreeing to the resolve, by a vote of 89 yeas to 91 nays, as follows : —

## YEAS.

Messrs. Anthony, Job K.  
Baker, John I.  
Barnes, Charles E.  
Barnes, Sidney.  
Bartholomew, Elisha P.  
Bartlett, James E. T.  
Beach, Theodore D.  
Bent, Myron W.  
Blanchard, William.  
Bliss, William B.  
Bolles, Matthew.  
Bonney, Henry C.  
Brackett, John Q. A.  
Burnett, Martin W.  
Clark, Leonard.  
Clough, Benjamin.  
Cobb, Philander.  
Converse, Elisha S.  
Cunningham, Thomas.  
Curtice, John W.  
Curtis, Jason L.  
Davis, Robert L.  
Doane, Abiathar.  
Fairbank, John B.  
Fish, Isaiah.  
Gilman, Freeman L.  
Hale, Edwin B.  
Hardy, Noah L.  
Hastings, Thomas J.  
Hathaway, Rawson.  
Hill, Clement H.  
Hill, Hamilton A.  
Howe, Asa F.  
Howe, Simon H.  
Hutchinson, Eben.  
Ingalls, Charles H.

Messrs. Johnson, Henry A.  
Kelley, Joseph J.  
Kelly, Jarvis P.  
Leighton, Edwin F.  
Lovell, Benjamin S.  
Lovell, John D.  
Macomber, William P.  
Mahony, James T.  
Manning, William.  
Marden, Frederic A.  
Marsh, Edwin W.  
Marshall, George S.  
McGibbons, Samuel S.  
McPherson, Eben. M.  
Moseley, Frederick P.  
Nickerson, Richard E.  
Noble, Joseph G.  
Norton, Eugene L.  
Noyes, Charles J.  
Paige, Lucius R.  
Parmenter, J. Sumner.  
Partridge, David A.  
Peirce, James P.  
Powers, Henry W.  
Pynchon, William.  
Putnam, Henry W.  
Rand, Oliver J.  
Ranlett, Charles E.  
Richards, James H.  
Richardson, Jesper.  
Robinson, William.  
Sargent, Edmund P.  
Shortle, Henry.  
Smith, Matthew.  
Spaulding, Pliny F.  
Spaulding, Timothy G.

|                               |                         |
|-------------------------------|-------------------------|
| Messrs. Stackpole, Stephen A. | Messrs. Warren, Alonzo. |
| Stone, Eben F.                | Washburn, John D.       |
| Stuart, William J.            | Whitmore, Charles S.    |
| Thomas, Edward I.             | Wilder, Henry H.        |
| Thompson, Leonard, jun.       | Winn, John.             |
| Tilton, John W.               | Wiswell, Joseph.        |
| Turner, John.                 | Wonson, Charles H.      |
| Wales, Abijah T.              | Wyman, Oliver B.        |
| Walsh, James L.               |                         |

## NAYS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Hart, John W.    |
| Allen, Charles H.           | Hawks, Alanson K.        |
| Andrews, Israel W.          | Hildreth, James, 2d.     |
| Baker, George M.            | Hooper, John H.          |
| Bancroft, Alonzo.           | Howes, Thomas P.         |
| Barrett, George V.          | Jackson, John.           |
| Billings, Joseph.           | Jager, Charles V.        |
| Bird, Francis W.            | Keyes, Patrick.          |
| Brooks, William A.          | Kimball, Ensign.         |
| Brown, Luther J.            | Knowlton, Marcus P.      |
| Bush, Charles W.            | Lincoln, George C.       |
| Carberry, William H.        | Lovell, Andrew.          |
| Carll, Francis.             | Mellen, James H.         |
| Chamberlain, Alvin B.       | Merriam, Artemus.        |
| Chase, Charles H.           | Merritt, Amos W.         |
| Coffin, Samuel.             | Moore, Phillips.         |
| Colburn, George F.          | Moors, Albert.           |
| Cornell, John.              | Morton, Elb'dge G., jun. |
| Cowdrey, George A.          | Murphy, Patrick F.       |
| Cummings, John W.           | Newton, John F.          |
| Curtis, Orson B.            | Noyes, Chauncey O.       |
| Cushing, Levi L., jun.      | Nugent, James H.         |
| Daly, Anthony C.            | O'Neil, Joseph H.        |
| Davis, Charles A.           | Packard, Henry B.        |
| Desmond, Cornelius.         | Paddock, Henry.          |
| Eager, Edward R.            | Paige, Calvin D.         |
| Ellis, W. Irving.           | Peck, William G.         |
| Emory, James W.             | Phillips, Benjamin A.    |
| Field, Lucius.              | Pike, James D.           |
| Flood, John T.              | Pillsbury, Albert E.     |
| French, Gardner.            | Potter, Timothy D.       |
| Galligan, John H.           | Randall, David.          |
| Gardner, Nelson.            | Read, William A.         |
| Gargan, Francis.            | Russell, Solomon N.      |
| Gilbert, Edwin.             | Sanford, Baalis, jun.    |
| Glines, Jacob T.            | Sprague, Leander.        |
| Goulding, Frank P.          | Stiles, Henry S.         |
| Greene, Thomas R.           | Studley, Ezekiel R.      |

|                                |                        |
|--------------------------------|------------------------|
| Messrs. Swift, Van Rensselaer. | Messrs. White, Newton. |
| Taft, Zadok A.                 | Whitehead, Joseph.     |
| Thurston, Charles F.           | Whitehouse, Sydney F.  |
| Underwood, Horace.             | Wilder, Sydney.        |
| Wadsworth, Alexander.          | Wilson, George A.      |
| Walton, Solon.                 | Wood, Solon.           |
| Webster, Edwin R.              | Wright, John H.        |
| Wentworth, Samuel H.           |                        |

Yeas, 89 ; nays, 91.

At 5.50 the House adjourned.

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WEDNESDAY, Feb. 27, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Paige of Cambridge, petition of Lucella H. Billings and 122 others ; by Mr. Cook of Milford, petition of M. J. C. Russell and 55 others ; by Mr. Howes of Dennis, petitions of Mary C. Paddock and 19 others, and of Amelia B. Russell and 17 others ; by Mr. Tilton of Haverhill, petition of S. A. Newell and 70 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Washburn of Worcester, petitions of D. H. Baker and others, and of George Tyler Bigelow and others, in aid of the petition for legislation relative to taking black bass out of season.

Black bass.

Severally referred to committee on the Fisheries.

By Mr. McGlynn of Fall River, petition of William Cosgrove and 104 others ; and by Mr. Coffin of Fall River, petitions of Margaret Twigg and 85 others, of John Hill and 103 others, of Robert Howard and 105 others, — severally, for an act for the better protection of women and children in manufacturing establishments.

Women and children.

Severally referred to the committee on Labor.

By Mr. Washburn of Worcester, petition of P. C. Bacon and 36 others ; by Mr. Osgood of Salem, petition of Daniel B. Hagar and others, — severally in aid of the preservation of the Old South Meeting-House.

Old South.

Severally referred to the committee on Federal Relations.

**Soldiers' Home.**

By Mr. King of Boston, petition of P. O'Meara Edson and 622 others; by Mr. Pike of Merrimack, petition of S. N. Noyes and others; by Mr. Cobb of Kingston, petition of L. Harris and others; by Mr. Wyman of Shrewsbury, petition of E. B. Berry, jun., and others; by Mr. Barrett of Ayer, petition of Arthur Fenner and others; by Mr. Cowdrey of Stoneham, petition of Frank Murphy and others; by Mr. Ames of Spencer, petition of Emerson Stone and others; by Mr. Whitmore of Framingham, petition of J. C. Clark and others; by Mr. Sargent of Methuen, petition of John Welch and 346 others; by Mr. Mahon of Hopkinton, petition of J. H. Palmer and 160 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.  
Severally sent up for concurrence.

**Attorney-General.**

By Mr. Read of Lowell, petition of Charles Cowley and others of Lowell, for legislation prohibiting the attorney-general from acting as counsel in civil actions, except in behalf of the Commonwealth, and for an investigation of the conduct of Attorney-General Train. Referred to committee on the Judiciary.

### *Orders.*

**Taunton Great River.**

On motion of Mr. Galligan of Taunton, —

*Ordered*, That the committee on the Fisheries consider the expediency of changing section 2, chapter 208, of the Acts of the year 1876, relative to the location of seines in the Taunton Great River.

**Ten-hour law.**

On motion of Mr. McGlynn of Fall River, —

*Ordered*, that the committee on Labor consider the expediency of amending section 2 of chapter 221 of the Acts of the year 1874, relative to hours of labor in manufacturing establishments, by striking out the word "wilfully," wherever the same occurs, and inserting the words "or permits to be employed," after the word "employs," in the second and sixth lines of said section.

**Auctions.**

On motion of Mr. Ames of Spencer, —

*Ordered*, That the committee on Mercantile Affairs consider the expediency of amending the law relative to the sales of merchandise, at auction or otherwise, in cities and towns where no tax is paid on said merchandise.

On motion of Mr. Wade of Newton, —

*Ordered*, That the committee on Taxation consider the expediency of amending section 5, chapter 11, of the General Statutes, so that the real and personal property of incorporated agricultural societies shall not be exempt from taxation.

Taxation of  
agricultural  
societies.

Severally sent up for concurrence.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing, that when an executor named in a will declines, dies, resigns, or is removed, the Probate Court may appoint as executor the person named in such will to be such executor in such contingency, and may exempt such executor from giving sureties on his official bond, if the testator has so requested, and from filing a new inventory, if one has already been filed by the former executor.

Executors.

On motion of Mr. Wade of Newton, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending the laws in relation to dower, tenancy by courtesy, and the distribution of the estates of intestates.

Dower,  
courtesy, and  
intestate estates.

On motion of Mr. Norton of Boston, —

*Ordered*, That the committee on Elections consider the expediency of regulating by law public meetings for the selection of candidates for public office.

Caucuses.

Mr. Hastings of Worcester offered the following, which was referred to the committee on Rules and Orders:

Rule 66 — years  
and days.

*Ordered*, That House Rule No. 66 be, and it hereby is, amended by striking out the word "twenty," and inserting instead thereof the word "one-fifth."

### *Bill Enacted.*

An engrossed Bill to amend section 7 of chapter 217 of the Acts of the year 1875, making the commissioners of the sinking funds of the city of Taunton trustees of the water loan sinking-fund (which originated in the House of Representatives), was passed to be enacted, signed, and sent to the Senate.

Bill enacted.

### *Papers from the Senate.*

The following papers were referred in concurrence:

Petition of Warner R. Whittier and others, for amendment of the constitution for biennial sessions of the legis-

Biennial  
sessions.



lature, and elections of State officers. To the committee on Constitutional Amendments.

Municipal  
woman suffrage.

Petition of Mrs. Lydia Hawley and others, that women may be allowed to vote for municipal officers. To the committee on Woman Suffrage.

T. Murphy.

A Resolve in favor of Timothy Murphy, reported on a petition, and passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

Newton sewer-  
age.

Bills :

To authorize the city of Newton to establish grades for drainage and sewerage in said city ; and

Marblehead  
pilots.

Regulating the appointment of pilots for the port of Marblehead ;

Severally reported on petitions, and passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

### *Reports of Committees.*

Acushnet River.

By Mr. Lovell of Barnstable, from the committee on the Fisheries, leave to withdraw, on petition of A. C. Fish and others, for an act to regulate the taking of eels in the Acushnet River, and a petition in aid of, and remonstrances against, the same.

Bonds of insur-  
ance agents.

By Mr. Walton of Wakefield from the committee on Insurance, inexpedient to legislate, on an order relative to bonds of insurance agents.

Taxation of  
insurance com-  
panies.

By Mr. Dunham of Pittsfield, from the same committee, inexpedient to legislate, on an order relative to the taxation of insurance companies.

Severally read, and placed in the orders of the day for to-morrow.

Voting in  
mutual fire-  
insurance com-  
panies.

By Mr. Doane of Orleans, from the committee on Insurance, that the Bill (on leave) to regulate the method of voting in mutual fire-insurance companies ought not to pass.

Ten-hour law.

By Mr. Mellen of Worcester, from the committee on Labor, that the Senate Bill (on leave) to amend chapter 221 of the Acts of the year 1874, relative to hours of labor in manufacturing establishments, ought not to pass.

Boston school  
committed.

By Mr. Brackett of Boston, from the committee on Education, that the Bill (on leave) concerning the school committee of the city of Boston ought not to pass.

Severally placed in the orders of the day for to-morrow, the question in each case being on the rejection of the bill.

By Mr. Galligan of Taunton, from the committee on Probate and Chancery, on an order, a Bill to amend an act establishing the terms of the Probate Court in the county of Bristol. Read, and ordered to a second reading.

Bristol-county  
Probate Court.

*Discharged from the Orders.*

On motion of Mr. King of Boston, the Resolve relating to the Reformatory Prison for Women was discharged from the orders of the day, and recommitted to the committee on Prisons.

Woman's  
Prison.

*Orders of the Day.*

The Resolve in favor of Bridget Murphy of Merrimack was read a third time, and, after debate, was, on motion of Mr. Wade of Newton, referred to the committee on Military Affairs, and sent up for concurrence.

Orders of the  
day.

**Reports :**

Of the committee on Labor, leave to withdraw, on petition of Inez Snow and others, and remonstrances relative to a change in the ten-hour law ; and

Inexpedient to legislate, on an order relative to amending the ten-hour law ;

Were severally accepted, and sent up for concurrence.

**Reports :**

Of the committee on Mercantile Affairs, no legislation necessary, on the Annual Report of the Inspector of Gas and Gas-Meters ; and

Of the committee on Railroads, leave to withdraw, on petition of Samuel W. Winslow, relative to the passage of trains of cars over railroad bridges ;

Were severally accepted in concurrence.

The report of the committee on Elections, leave to withdraw, on petition of D. Smith Kimball, for a recount of votes for representative in the Nineteenth Essex District, was accepted.

**Bills :**

To amend section 77 of chapter 88 of the General Statutes, relating to masked balls ;

To authorize the city of Boston to borrow money for the improvement of land for the purposes of public parks ;

To enable the Bristol-county Agricultural Society to obtain its State bounty ;

Relating to the supervision of co-operative saving fund and loan associations ;

Concerning mutual marine and mutual fire and marine insurance companies ;

To authorize the city of Newton to lay and maintain a main drain in the town of Watertown ; and

In relation to signs at railroad-crossings ;

Were severally read, and ordered to a third reading.

Bills :

To authorize the county commissioners of Worcester County to borrow money for certain purposes ; and

Concerning the re-location of streets and ways in the city of Boston ; and a

Resolve in favor of the town of Hardwick ;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Resolve in favor of Abby A. Dike was read, and passed to be engrossed in concurrence.

Point of order.

The report of the committee on Water Supply and Drainage, leave to withdraw, on petition of the mayor of Boston (from files), for an act authorizing said city to regulate by ordinance the practice of medicine and pharmacy, was considered. Mr. Marden of Boston moved to amend the report by substituting therefor the " Bill to regulate the practice of medicine and surgery in the city of Boston," recommended by a minority of the committee. Mr. Wade of Newton raised the question of order that the bill was not within the scope of the petition ; and the Chair ruled that the point was well taken. On motion of Mr. Mellen of Worcester, the report was recommitted to the committee on Water Supply and Drainage.

The Bill to amend chapter 49 of the General Statutes, in relation to the inspection and survey of lumber, ornamental wood, and ship-timber, was read a second time, and considered. Mr. Cunningham of Somerville moved to amend the bill by inserting a new section, which was adopted. On motion of Mr. Wade of Newton, the orders of the day were laid on the table.

#### *Motion to Reconsider.*

Tremont  
Temple.

Mr. Wade of Newton then moved a reconsideration of the vote whereby the House yesterday passed to be engrossed the " Bill to amend the act incorporating the Evangelical Baptist Benevolent and Missionary Society," pending the consideration of which the House

At 4.55 adjourned.

THURSDAY, Feb. 28, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Everett of Wareham, a member of the House.

*Petitions Presented.*

By Mr. Reed of Taunton, petition of H. M. Phillips and 80 others; by Mr. Blanchard of Boston, petition of Sarah D. Knowles and 28 others; by Mr. Cunningham of Somerville, petition of Henry H. Barber and 134 others; by Mr. Newton of Boston, petition of R. A. Newell and 27 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Stuart of Hyde Park, petition of C. Minot Weld and 21 others; by Mr. Long of Hingham, petition of E. A. Horton and 40 others; by Mr. Sargent of Grafton, petition of J. Laselle and 43 others; by Mr. Humphrey of Dover, petition of H. S. Brown and 14 others; by Mr. Fairbank of Oakham, petition of J. Martin Graham and 15 others, — severally in aid of the preservation of the Old South Meeting-House.

Old South.

Severally referred to the committee on Federal Relations.

By Mr. Cummings of Fall River, petition of C. W. Green and 314 others; by Mr. Reed of Taunton, petition of O. S. Paige and 359 others; by Mr. Noyes of Georgetown, petition of L. H. Hopkinson and 151 others; by Mr. Hayden of Weymouth, petition of W. H. Joy and 124 others; by Mr. Bird of Walpole, petition of Edwin M. Norton and others; by Mr. Perry of Webster, petition of Oscar Shumway and 84 others; by Mr. Burnett of South Hadley, petition of Dexter Burnett and 115 others; and by Mr. Bush of Gardner, petition of Charles B. Beckwith and 245 others, — severally for an appropriation to establish a Soldiers' Home.

Soldiers' Home.

Severally referred to the committee on Military Affairs.

By Mr. Baker of Beverly, petition of Rev. Dr. Gordon and 742 other clergymen, for a repeal of the license law, and re-enactment of the prohibitory law. Referred to the committee on the Liquor Law.

Liquor Law.

By Mr. Gilbert of Southwick, petition of William E. Barnes and others, in aid of the petition of the Boston and Poughkeepsie Railroad Company. Referred to the committee on Railroads.

Boston and Poughkeepsie Railroad.

Severally sent up for concurrence.

Divorce.

By Mr. Keyes of Lowell, petition of Charles Cowley and others of Lowell, for legislation punishing fraud and collusion in cases of divorce.

Legal notices.

By Mr. Brackett of Boston, petition of Alpheus M. Stetson and others, for a law requiring legal notices to be published in a single newspaper in each county.

Severally referred to the committee on the Judiciary.

### Orders.

School fund.

On motion of Mr. Hale of Cambridge, —

*Ordered*, That the committee on Education consider and report what, if any, changes are expedient in chapter 142 of the Acts of the year 1865, relative to withholding the annual income of the school fund from such cities and towns as fail to comply with the laws of the State.

Boards and commissions.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the committee on Expenditures consider and report upon the expediency of devolving upon the Governor and Council the duties now required of any or all of the boards or commissions of the Commonwealth, and abolishing said boards or commissions.

Hoops.

On motion of Mr. Bird of Walpole, —

*Ordered*, That the committee on Mercantile Affairs consider the expediency of regulating by law the manufacture and sale of hoops.

Committee on Public Charitable Institutions — tramps.

On motion of the same gentleman, —

*Ordered*, That the committee on Public Charitable Institutions, which has under consideration the subject of tramps, be authorized to report in print.

Co-operative, etc., associations.

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the committee on Taxation inquire and report what legislation is necessary in relation to the taxation of co-operative saving fund and loan associations.

Boston — medicine and pharmacy.

On motion of Mr. Marden of Boston, —

*Ordered*, That the committee on Water Supply and Drainage consider the expediency of legislation, relative to regulating the practice of medicine and pharmacy in the city of Boston.

Severally sent up for concurrence.

Children in exhibitions.

On motion of Mr. Osgood of Salem, —

*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary to prohibit the employment of children in public exhibitions, and for their better protection from cruelty and abuse.

On motion of Mr. Baker of Lincoln, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 96 of the Acts of the year 1877, so that it will apply to the keeping of cattle, and shorten the time of notice to owner, and sale of property, that the keeper of horses and cattle may more easily and promptly collect pay for keeping, and expenses of the same. Liens on cattle.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing that the notice of a mortgagee's sale shall contain a statement of the amount due on the mortgage. Mortgagees' sales.

On motion of Mr. Osgood of Salem, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by statute for keeping a register of voters in cities in a similar manner to that provided by chapter 208 of the Acts of the year 1877, for keeping such a register in towns. Register of voters.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing that probate courts, on granting administration, shall require the truth of the allegations in the petition therefor to be sworn to. Administration.

On motion of Mr. Daly of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of repealing chapter 165 of the Acts of 1876, relating to the removal of wills from the probate courts in certain cases. Wills.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the auditor, in reporting to the House, under its order, the salaries and extra compensation therein directed to be returned, be requested to include compensation for personal services, since 1870, paid to those who were not receiving salaries. Compensation for personal service.

The following order, offered by Mr. Field of Clinton, was, on motion of Mr. C. H. Hill of Boston, laid over until to-morrow :

*Ordered*, That when the House adjourns on Friday, March 1, it adjourn to meet on Tuesday, March 5, at 2 o'clock P.M. Adjournment.

*Introduced on Leave.*Springfield  
charter.

By Mr. Knowlton of Springfield, a Bill in addition to an act entitled "An Act to establish the city of Springfield." Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*Biennial  
sessions.

The petition of Charles R. Ladd and others, for biennial sessions of the legislature, and elections of State officers, was referred, in concurrence, to the committee on Constitutional Amendments.

Notaries-public.

*Ordered,* In concurrence, that the committee on Banks and Banking consider the expediency of legislation prohibiting the officers of any bank, or any person employed in such bank, from acting as a notary-public in protesting notes for said bank.

Taxation of  
trust property.

A Bill in relation to the taxation of personal property held in trust, introduced on leave in the Senate, was read, and referred, in concurrence, to the committee on Taxation.

*Reports:*Brewster  
Ladies' Library  
Association.

Of the committee on Mercantile Affairs, leave to withdraw, on the petition of Mary F. Knowles and others, for incorporation as the Brewster Ladies' Library Association; and

Taxes.

Of the committee on Taxation, leave to withdraw, on the petitions of the Lewis Wharf Company and William S. Whitwell and others, for amendment of the laws relative to the valuation of property and the assessment of taxes;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

Boston — explo-  
sive substances.

A Bill transferring to the city council of the city of Boston the powers now vested in the board of engineers of said city, relating to explosive compounds and other dangerous substances, reported on a petition, and passed to be engrossed by the Senate, was read, and ordered to a second reading.

*Bills Enacted.*

Bills enacted.

*Engrossed bills:*

Making appropriations for certain educational expenses; and

To amend section 10 of chapter 375 of the Acts of the year 1872, relating to the organization of mutual fire-insurance companies;



(Which severally originated in the House of Representatives); and

To amend chapter 190 of the Acts of the year 1872, relating to the alewife and other fisheries in the towns of Bridgewater, West Bridgewater, East Bridgewater, and Halifax (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Everett of Wareham, from the committee on Windsor. Education, leave to withdraw, on the petition of the selectmen of Windsor, for an act to legalize the vote whereby said town re-established the school-district system.

By Mr. Peck of Arlington, from the same committee, High schools. inexpedient to legislate, on an order relative to amending the laws obliging towns to maintain high schools.

By Mr. Sargent of Grafton, from the same committee, Text-books. inexpedient to legislate, on an order relative to vote of school committees on change of text-books in the public schools.

By Mr. Eager of Canton, from the committee on Insurance, leave to withdraw, on the petition of the Newburyport Mutual Fire Insurance Company, for extension of its charter. Newburyport Fire Insurance Company.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Spaulding of Northampton, from the committee on Probate and Chancery, on an order, a Bill concerning Suits by executors, etc. suits upon debts, claims, and assets sold or assigned by executors and administrators.

By Mr. Jennings of Fall River, from the committee on the Judiciary, on an order, a Bill relative to the terms of the Superior Court within and for the county of Nantucket. Nantucket Court.

By the same gentleman, from the same committee, on a petition, a Bill fixing the terms of the Superior Court in the county of Bristol. Bristol-county courts.

By Mr. Warren of Boston, from the committee on Water Supply and Drainage, on a petition, a Bill to supply the town of Wayland with pure water. Wayland.

Severally read, and ordered to a second reading.

*Orders of the Day.*

The motion of Mr. Wade of Newton, to reconsider the vote whereby the House passed to be engrossed the Bill Orders of the day.



to amend the act incorporating the Evangelical Baptist Benevolent and Missionary Society, was rejected by a vote of 85 to 99.

The Bill to amend chapter 49 of the General Statutes, in relation to the inspection and survey of lumber, ornamental wood, and ship-timber, was further considered. An amendment, moved by Mr. Marsh of Quincy, was adopted; and the bill, as amended, was ordered to a third reading.

Reports:

Of the committee on Claims, leave to withdraw, on petition of J. H. Hathorne, for value of a horse killed while used by Battery A, Massachusetts Artillery; and

Leave to withdraw, on petition of Maria J. Knight, for State aid;

Were severally accepted in concurrence, the House refusing to amend the latter by substituting a resolve offered by Mr. Osgood of Salem.

Reports:

Of the committee on Railroads, leave to withdraw, on petition of Briggs Mann and others, for an examination of the books and financial condition of the Eastern Railroad Company;

Of the committee on Insurance, inexpedient to legislate,

On an order relative to bonds of insurance agents; and

On an order relative to the taxation of insurance companies; and

Of the committee on the Fisheries, leave to withdraw, on petition of A. C. Fish and others, for an act to regulate the taking of eels in the Acushnet River;

Were severally accepted, and sent up for concurrence.

The report of the committee on Printing, on an order relative to the printing of a larger edition of public documents than is authorized by law, was, on motion of Mr. Paige of Cambridge, recommitted to the committee on Printing, with instructions to report such a bill as will remedy the abuses referred to in the report.

The Bill (on leave) to regulate the method of voting in mutual fire-insurance companies was rejected, as recommended by the committee on Insurance.

The Senate Bill (on leave) to amend chapter 221 of the Acts of the year 1874, relative to hours of labor in manufacturing establishments, was postponed for further con-

sideration until to-morrow, on motion of Mr. Gargan of Boston, the question being on its rejection.

The Bill (on leave) concerning the school committee of the city of Boston was rejected, as recommended by the committee on Education.

Bills:

Relating to replevin bonds (amended as recommended by the committee on the Judiciary, and on motion of Mr. Goulding of Worcester);

To incorporate the Central Cemetery Association of Randolph (amended on motion of Mr. Jennings of Fall River);

To revive the charter of the Attleborough Bank for certain purposes;

Regulating the appointment of pilots for the port of Marblehead;

To authorize the city of Newton to establish grades for drainage and sewerage in said city; and

To amend an act establishing the terms of the Probate Court in the county of Bristol;

Were severally read, and ordered to a third reading.

Bills:

Relating to insurance agents and brokers;

Relating to the supervision of co-operative saving fund and loan associations;

Concerning mutual marine and mutual fire and marine insurance companies;

To authorize the city of Newton to lay and maintain a main drain in the town of Watertown; and

In relation to signs at railroad-crossings;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to enable the Bristol-county Agricultural Society to obtain its State bounty was read a third time, and passed to be engrossed in concurrence.

The Bill concerning the maintenance of Chelsea Bridge was read a third time, and considered. Mr. Prescott of Boston moved an amendment, which was rejected. Mr. H. A. Hill of Boston moved to amend by substituting a bill printed as Senate Doc. No. 50, as amended by the House, which was also rejected. At the request of Mr. Brackett of Boston, the yeas and nays were ordered; and, the roll being called, the bill was passed to be engrossed by a vote of 120 yeas to 53 nays, as follows:—

## YEAS.

|                             |                       |
|-----------------------------|-----------------------|
| Messrs. Aldrich, Charles P. | Messrs. Hart, John W. |
| Ames, James H.              | Haskell, Edward H.    |
| Andrews, Israel W.          | Hastings, Thomas J.   |
| Baker, George M.            | Hathaway, Rawson.     |
| Baker, John I.              | Hawks, Alanson K.     |
| Barnes, Charles E.          | Hayden, George F.     |
| Barnes, Sidney.             | Hooper, John H.       |
| Barrett, George V.          | Howe, Asa F.          |
| Bartholomew, Elisha P.      | Howe, William.        |
| Bartlett, James E. T.       | Howes, Thomas P.      |
| Belcher, George C.          | Hutchinson, Eben.     |
| Billings, Joseph.           | Kelley, Joseph J.     |
| Bliss, William B.           | Kelly, Jarvis P.      |
| Brooks, William A.          | Keyes, Patrick.       |
| Burnett, Martin W.          | Kimball, Ensign.      |
| Carll, Francis.             | Knowlton, Marcus P.   |
| Carroll, Lewis.             | Lewis, John A.        |
| Chamberlain, Alvin B.       | Lovell, Andrew.       |
| Clark, Leonard.             | Macomber, Pardon.     |
| Clough, Benjamin.           | Macomber, William P.  |
| Cobb, Philander.            | Mahon, John.          |
| Coffin, Samuel.             | Manning, William.     |
| Colburn, George F.          | Marlor, John.         |
| Cook, William H.            | Marsh, Edwin W.       |
| Cooke, Hiram N.             | McGibbons, Samuel S.  |
| Cornell, John.              | McPherson, Eben. M.   |
| Cornish, Israel C.          | Mellen, James H.      |
| Cowdrey, George A.          | Merritt, Amos W.      |
| Cunningham, Thomas.         | Moors, Albert.        |
| Curtice, John W.            | Noble, Joseph G.      |
| Curtis, Jason L.            | Noyes, Chauncey O.    |
| Curtis, Orson B.            | Osgood, Charles S.    |
| Davis, Charles A.           | Paige, Calvin D.      |
| Doane, Freeman.             | Perry, Josiah.        |
| Eager, Edward R.            | Pike, James D.        |
| Ellis, W. Irving.           | Potter, Timothy D.    |
| Emery, Levi.                | Powers, Henry W.      |
| Emory, James W.             | Rand, Oliver J.       |
| Field, Lucius.              | Randall, David.       |
| Field, Ralph A.             | Ranlett, Charles E.   |
| Fish, Isaiah.               | Read, William A.      |
| Flood, John T.              | Reed, William, jun.   |
| French, Gardner.            | Rice, George W.       |
| Galligan, John H.           | Richards, James H.    |
| Gardner, Nelson.            | Richardson, Jesper.   |
| Glines, Jacob T.            | Rinn, Michael.        |
| Goulding, Frank P.          | Robinson, William.    |
| Greene, Thomas R.           | Sanford, Baalis, jun. |

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| <p>Messrs. Sargent, Edmund P.<br/>Sargent, Lucius M.<br/>Shortle, Henry.<br/>Smith, Matthew.<br/>Spaulding, Pliny F.<br/>Spaulding, Timothy G.<br/>Stiles, Henry S.<br/>Studley, Ezekiel R.<br/>Swift, Van Rensselaer.<br/>Taft, Zadok A.<br/>Thomas, Edward I.<br/>Thurston, Charles F.</p> | <p>Messrs. Wade, Levi C.<br/>Wales, Abijah T.<br/>Walsh, James L.<br/>Webster, Abel.<br/>Webster, Edwin R.<br/>White, Daniel N.<br/>White, Newton.<br/>Whitehouse, Sydney F.<br/>Whitmore, Charles S.<br/>Wilder, Sydney.<br/>Winn, John.<br/>Wood, Solon.</p> |
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NAYS.

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| <p>Messrs. Allen, Charles H.<br/>Bancroft, Alonzo.<br/>Beal, Melvin.<br/>Bird, Francis W.<br/>Blanchard, William.<br/>Bolles, Matthew.<br/>Brackett, John Q. A.<br/>Brown, Luther J.<br/>Carberry, William H.<br/>Daly, Anthony C.<br/>Davis, Robert L.<br/>Desmond, Cornelius.<br/>Doherty, Daniel.<br/>Dunham, Jarvis N.<br/>Gargan, Francis.<br/>Gilman, Freeman L.<br/>Hale, Edwin B.<br/>Hildreth, James, 2d.<br/>Hill, Hamilton A.<br/>Hyde, Henry D.<br/>Jager, Charles V.<br/>Johnson, Henry A.<br/>Leighton, Edwin F.<br/>Lowther, George W.<br/>Mahony, James T.<br/>Marden, Frederic A.<br/>Newton, John F.</p> | <p>Messrs. Nickerson, Richard E.<br/>Norton, Eugene L.<br/>Noyes, Charles J.<br/>O'Neil, Joseph H.<br/>Packard, Henry B.<br/>Paige, Lucius R.<br/>Parmenter, J. Sumner.<br/>Phillips, Benjamin A.<br/>Pillsbury, Albert E.<br/>Prescott, Charles J.<br/>Pynchon, William.<br/>Ricker, John W.<br/>Shea, John B.<br/>Sprague, Leander.<br/>Stone Eben F.<br/>Stuart, William J.<br/>Tilton, John W.<br/>Turner, John.<br/>Wadsworth, Alexander.<br/>Walton, Solon.<br/>Warren, Alonzo.<br/>Wentworth, Samuel H.<br/>Wilson, George A.<br/>Wiswell, Joseph.<br/>Wonson, Charles H.<br/>Wyman, Oliver B.</p> |
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Yeas, 120 ; nays, 53.

The Bill to provide a stenographer for the legislative and executive departments was read a third time, and rejected.

The Bill to amend section 77 of chapter 88 of the General Statutes, relating to masked balls, was read a third

time, and considered. At the request of Mr. Paige of Cambridge, the yeas and nays were ordered on the main question. Mr. Kelley of Cambridge moved to reconsider the vote by which the yeas and nays were ordered, which was carried.

Pending the recurring question on ordering the yeas and nays, the House

At 5.45 adjourned.

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FRIDAY, March 1, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Paige of Cambridge, a member of the House.

*Petitions Presented.*

*Soldiers' Home.*

By Mr. Studley of Rockland, petitions of E. T. Harwell and 62 others, and of R. C. Waterman and 114 others; by Mr. Cunningham of Somerville, petition of William H. Cushman and 255 others; by Mr. Hardy of Natick, petition of J. B. Fairbanks and 283 others; by Mr. Wyman of Shrewsbury, petition of Henry Harlow and others; by Mr. Noyes of Georgetown, petition of H. N. Harriman and 58 others; by Mr. Case of New Bedford, petition of Henry H. Fisher and 477 others; by Mr. Coffin of Fall River, petition of John O. Currier and 88 others; by Mr. Webster of Boston, petition of Wesley A. Gove and 156 others; by Mr. Cook of Milford, petition of William F. Draper and 291 others; by Mr. Rice of Sutton, petition of Arthur H. Batchelor and 151 others; by Mr. Oakman of Marshfield, petition of William H. H. Bryant and others; by Mr. Colburn of Leominster, petition of N. N. Greenwood and 460 others; by Mr. Thomas of Brookline, petition of John W. Candler and others; by Mr. Wright of Holyoke, petition of E. P. Clark and 85 others; by Mr. Randall of Waltham, petition of F. M. Stone and others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

*Old South.*

By Mr. Lovell of Barnstable, petition of S. B. Phinney and 15 others; by Mr. Field of Clinton, petition of Nathaniel A. Newton and 42 others; by Mr. Thomas of Brookline, petition of William I. Bowditch and 17 others,

—severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

By Mr. Fish of Sandwich, remonstrances of Samuel Fessenden and others, of E. C. Howard and others, and of Isaac N. Keith and others, — severally against any change in the law permitting seining in Buzzard's Bay.

Buzzard's Bay.

Severally referred to the committee on the Fisheries.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Long of Hingham, —

*Ordered*, That the committee on Agriculture consider the expediency of legislation for the preservation and growth of forests, and the encouragement thereof.

Forests.

On motion of Mr. Hale of Cambridge, —

*Ordered*, That the committee on Education consider and report what, if any, change is expedient in chapter 279 of the Acts of the year 1873, relating to the attendance of children at school.

Children at school.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the committee on Expenditures consider and report upon the expediency of providing by law, that clerks of courts, and other public officers receiving fees, be paid regular salaries, and that all fees be paid into the public treasuries.

Compensation of clerks of courts and other officers.

Severally sent up for concurrence.

On motion of Mr. Macomber of Fall River, —

*Ordered*, That the committee on the Judiciary consider the expediency of revising the law in relation to the fees of officers for the service of writs.

Writs.

On motion of Mr. Osgood of Salem, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by statute, that, in all laws relating to cities, the words "mayor and aldermen" shall, unless provision is otherwise made, be construed to mean "board of aldermen."

Mayor and aldermen.

On motion of Mr. Goulding of Worcester, —

*Ordered*, That the committee on the Judiciary inquire into the expediency of legislation to prevent persons not members of the bar from practising as attorneys-at-law.

Attorneys.

Attachments by  
trustee process.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of altering or repealing chapter 97 of the Acts of the year 1877, relative to the dissolution of certain attachments by trustee process.

Fees of sheriffs,  
clerks of courts,  
etc.

On motion of Mr. Emery of Lawrence, —

*Ordered*, That the committee on the Judiciary consider the expediency of reducing the fees at present fixed by statute for sheriffs, deputy-sheriffs, and clerks of courts, and report by bill, or otherwise.

Collectors.

On motion of Mr. Read of Lowell, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law for the removal of collectors of cities and towns for cause.

Marriage-con-  
tracts.

On motion of Mr. Tilton of Haverhill, —

*Ordered*, That the committee on the Judiciary consider the expediency of repealing chapter 248 of the Acts of the year 1867, in relation to marriage-contracts.

Executors and  
administrators.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing that no executor or administrator, after having given notice of his appointment as required by law, shall be cited to appear, and take upon himself the defence of any action pending against his testator or intestate, after the expiration of two years from the time of his giving bond for the discharge of his trust.

Residuary  
legatees.

On motion of Mr. Wentworth of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing that the Probate Courts shall have authority to hear and determine in equity the relative rights of residuary legatees, and all other questions affecting the distribution of residuary legacies.

The following order, offered by Mr. Richards of Lynn, was, on request of Mr. C. H. Hill of Boston, laid over until Tuesday : —

Adjournment.

*Ordered*, That until otherwise ordered, whenever the House is in session at 5 o'clock P.M., the Speaker shall declare it adjourned upon the completion of the business upon which it is engaged at that hour.

Ib11.

The order offered yesterday, and laid over, relative to adjournment from Friday until the following Tuesday, was adopted.

*Introduced on Leave.*

By Mr. Pillsbury of Boston, a Bill to regulate the interest of husbands in the property of their wives who die leaving issue. Read, and referred to the committee on Probate and Chancery. Husbands and wives.

By Mr. Cushing of Cambridge, a Resolve in addition to a Resolve relating to the indexing of the State archives. Read, and referred to the committee on Finance. State archives.

*Papers from the Senate.*

The following papers were referred in concurrence :

Petition of Theodore Lyman and others, relative to the taxation of corporate property situated in other States. To the committee on Taxation. Taxation of corporate property.

Petition of Charles F. Allen and others, for a division of the town of Edgartown. To the committee on Towns. Edgartown.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of amending chapter 206 of the Acts of the year 1874, relating to the sale of commercial fertilizers. Fertilizers.

*Ordered*, In concurrence, that the committee on Taxation inquire whether any legislation is expedient in relation to the taxation of trust property, and the provisions for the collection of the same. Trust property.

*Bills :*

To enable stockholders in railroad corporations to subscribe for additional stock upon an increase thereof (reported on an order) ; and Corporation stock.

To enable the American Molded Collar Company to reduce the par value of its shares of capital stock (reported on petition) ; American Molded Collar Company.

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

*Reports of Committees.*

By Mr. Cunningham of Somerville, from the committee on County Estimates, leave to withdraw, on the petition of A. H. Proctor, for re-imbursement of losses occasioned by the burning of Fitchburg jail. A. H. Proctor.

By Mr. Partridge of Medway, from the committee on Claims, leave to withdraw, on the petition of Mary A. Derby, for State aid. M. A. Derby.



J. Sheridan.

By Mr. Wilcox of Sandisfield, from the same committee, leave to withdraw, on the petition (recommitted) of John Sheridan, guardian of Patrick Sheridan, for State aid.

By Mr. Baker of Beverly, from the committee on the Liquor Law :

Fines in liquor cases.

Leave to withdraw, on the petition of Edwin Foss and 177 others, for the enactment of a law giving the complainant a portion of the fines in liquor cases ;

Liquor Law.

Inexpedient to legislate, on an order relative to the manufacture and sale of intoxicating liquors ;

Apothecaries.

Inexpedient to legislate, on an order relative to amending the license law, concerning the licensing of apothecaries ; and

Unlicensed sales of liquor.

Leave to withdraw, on the petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns, for the purpose of selling, without a license ;

(The last three reports being for the reason that the committee had voted to report a bill on petition of the Massachusetts State Temperance Alliance, covering the same subjects.)

Alien passengers.

By Mr. Kelley of Cambridge, from the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending section 15, chapter 71, of the General Statutes, relative to alien passengers.

Weighers.

By Mr. Tilton of Haverhill, from the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to public weighers and public weighing.

Severally read, and placed in the orders of the day for to-morrow.

Courts.

By Mr. Goulding of Worcester, from the committee on the Judiciary, that the Bill (on leave) to amend chapter 210 of the Acts of the year 1877, entitled "An Act concerning district, police, and municipal courts," ought not to pass.

Liquor Law.

By Mr. Baker of Beverly, from the committee on the Liquor Law, that the Senate Bill (on leave) to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors, ought not to pass, for the reason that the committee had voted to report a bill covering the same subject.

Severally placed in the orders of the day, the question, in each case, being on the rejection of the bill.

Sunderland Bridge.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill to enable the county

commissioners of Franklin County to borrow money on account of the Sunderland Bridge ought to pass.

By Mr. Goulding of Worcester, from the same committee, that the Senate Bill for the protection of the public against unsafe and dangerous buildings in cities ought to pass.

Unsafe buildings.

By Mr. Knowlton of Springfield, from the same committee, that the Senate Bill to permit the continuance of civil process before trial-justices by justices of the peace ought to pass.

Civil process.

Severally placed in the orders of the day for Monday for a second reading.

Husbands, wives, and minor children.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on an order, a Bill to amend an act relating to the rights of husbands and wives, and for the protection of minor children.

Flats.

By the same gentleman, from the same committee, on an order, a Bill to amend an act concerning the division of flats.

New-York and New-England Railroad.

By Mr. Noyes of Boston, from the committee on Harbors, on a petition, a Bill to authorize the New-York and New-England Railroad Company to take land in Boston for the purpose of increasing its terminal facilities.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, on an order, a Bill to amend an act relating to the par value of shares in corporations.

Par value of shares.

By Mr. Walsh of Boston, from the same committee, on a petition, a Bill concerning the election of moderator in the town of Chatham.

Chatham.

By Mr. H. A. Hill of Boston, from the committee on Finance, that the Senate Resolve relating to the printing of additional copies of the Report of the Commissioners on Taxation of the year 1875 ought to pass in a new draft with the same title.

Commissioners on Taxation.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Senate Bill relating to the venue of actions in police, district, and municipal courts ought to pass in a new draft with the same title, except that the word "certain" was inserted therein before the word "actions."

Venue.

Severally read, and ordered to a second reading.

By Mr. Baker of Beverly, from the committee on the Liquor Law, on petitions of the Massachusetts State Temperance Alliance and of the Woman's Christian Temperance Union, severally for the repeal of the license law and the enactment of a prohibitory law, and petitions in aid of the same, a Bill concerning the manufacture and sale of intoxicating liquors.

Liquor Law.

The report was signed by Messrs. Merriam and Cate of the Senate, and Messrs. Baker, Cowdrey, Fish, Merritt, and Andrews, of the House; Mr. Abbott of the Senate, and Messrs. O'Neil, Jager, and Knowlton, of the House, dissenting. The bill was read, and referred, under the rule, to the committee on Finance.

*Motion to Reconsider.*

Eastern Rail-  
road Company.

Mr. Andrews of Danvers moved to reconsider the vote whereby the House yesterday accepted the report of the committee on Railroads, leave to withdraw, on petition of Briggs Mann and others, for an examination of the books and financial condition of the Eastern Railroad Company. The motion was lost.

*Discharged from the Orders.*

Boston parks.

On motion of Mr. C. H. Hill of Boston, the Bill to authorize the city of Boston to borrow money for the improvement of land for the purposes of public parks was discharged from the orders of the day. The bill was read a third time, and, on motion of the same gentleman, was recommitted to the committee on the Judiciary.

Windsor.

On motion of Mr. Dunham of Pittsfield, the report of the committee on Education, leave to withdraw on the petition of the selectmen of Windsor, for an act to legalize the vote whereby said town re-established the school-district system, was discharged from the orders of the day, and laid on the table.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

Relating to dividends of joint-stock fire, marine, and fire-marine insurance companies;

Relating to the attorney, in this Commonwealth, of insurance companies of other states and countries; and

To extend the time for applications for damages for land taken for the location of the Massachusetts Central Railroad;

(Which severally originated in the House of Representatives); and

To extend the time for commencing and completing the Cape Cod Ship Canal, and to reduce the capital stock of the company (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves ;  
 Granting county taxes ; and  
 In favor of Abby A. Dike ;  
 (Which severally originated in the House of Representatives) ;  
 Were severally passed, signed, and sent to the Senate.

Resolves  
 passed.

*Orders of the Day.*

The Bill to amend section 77 of chapter 88 of the General Statutes, relating to masked balls, was further considered ; and, the question recurring on ordering the yeas and nays on the main question of passing the bill to be engrossed, they were ordered, and, the roll being called, the bill was rejected, by a vote of 72 yeas to 119 nays, as follows : —

Orders of the  
 day.

YEAS.

Messrs. Allen, Charles H.  
 Ames, James H.  
 Beach, Theodore D.  
 Bent, Myron W.  
 Bird, Francis W.  
 Blanchard, William.  
 Brigham, George O.  
 Brown, Luther J.  
 Byram, Charles R.  
 Carroll, Lewis.  
 Case, Charles A.  
 Chamberlain, Alvin B.  
 Chase, Charles H.  
 Cobb, Philander.  
 Colburn, George F.  
 Converse, Elisha S.  
 Cornell, John.  
 Cummings, John W.  
 Cunningham, Thomas.  
 Curtis, Jason L.  
 Ellis, W. Irving.  
 Emory, James W.  
 Flood, John T.  
 Galligan, John H.  
 Gilman, Freeman L.  
 Glines, Jacob T.  
 Goulding, Frank P.  
 Hardy, Noah L.  
 Hildreth, James, 2d.  
 Hill, Clement H.  
 Howe, Asa F.

Messrs. Howe, Simon H.  
 Hutchinson, Eben.  
 Jackson, John.  
 Jager, Charles V.  
 Knowlton, Marcus P.  
 Leighton, Edwin F.  
 Marden, Frederic A.  
 Marsh, Edwin W.  
 McGibbons, Samuel S.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Merritt, Amos W.  
 Moseley, Frederick P.  
 Norton, Eugene L.  
 Nugent, James H.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Paige, Calvin D.  
 Peirce, James P.  
 Phillips, Benjamin A.  
 Pillsbury, Albert E.  
 Prescott, Charles J.  
 Putnam, Henry W.  
 Reed, William, jun.  
 Ricker, John W.  
 Rinn, Michael.  
 Robinson, William.  
 Spaulding, Timothy G.  
 Sprague, Leander.  
 Stuart, William J.  
 Studley, Ezekiel R.

## JOURNAL OF THE HOUSE.

Messrs. Tilton, John W.  
 Tucker, Payson E.  
 Turner, John.  
 Walsh, James L.  
 Washburn, John D.

Messrs. Webster, Abel.  
 Whitehead, Joseph.  
 Whitehouse, Sydney F.  
 Wilson, George A.  
 Wood, Solon.

## NAYS.

Messrs. Andrews, Israel W.  
 Baker, John I.  
 Bancroft, Alonzo.  
 Barrett, George V.  
 Beal, Melvin.  
 Belcher, George C.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Brooks, William A.  
 Carberry, William H.  
 Carll, Francis.  
 Chapin, Nahum.  
 Coffin, Samuel.  
 Cook, William H.  
 Cowdrey, George A.  
 Daly, Anthony C.  
 Davis, Charles A.  
 Davis, Robert L.  
 Desmond, Cornelius.  
 Doane, Abiathar.  
 Doane, Freeman.  
 Eager, Edward R.  
 Emery, Levi.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Lucius.  
 Field, Ralph A.  
 Fish, Isaiah.  
 French, Gardner.  
 Gardner, Nelson.  
 Gargan, Francis.  
 Greene, Thomas R.  
 Hart, John W.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hathaway, Thomas B.  
 Hawks, Alanson K.  
 Hayden, George F.  
 Hill, Hamilton A.  
 Hooper, John H.  
 Howe, William.

Messrs. Howes, Thomas P.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 Jones, Augustine.  
 Kelley, Joseph J.  
 Keyes, Patrick.  
 King, William S.  
 Leary, Frank D.  
 Locke, James L.  
 Lovell, Andrew.  
 Lovell, Benjamin S.  
 Lowther, George W.  
 Macomber, Pardon.  
 Macomber, William P.  
 Mahon, John.  
 Manning, William.  
 Marlbor, John.  
 Marshall, George S.  
 McPherson, Eben. M.  
 Merriam, Artemus.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elb'ge G., jun.  
 Murphy, Patrick F.  
 Newton, John F.  
 Nickerson, Richard E.  
 Noble, Joseph G.  
 Noyes, Charles J.  
 Noyes, Chauncey O.  
 Oakman, William C.  
 Packard, Henry B.  
 Paige, Lucius R.  
 Parmenter, J. Sumner.  
 Partridge, David A.  
 Peck, William G.  
 Perry, Josiah.  
 Pike, James D.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Price, George.  
 Rand, Oliver J.  
 Randall, David.

|                                    |                                   |
|------------------------------------|-----------------------------------|
| <b>Messrs.</b> Ranlett, Charles E. | <b>Messrs.</b> Underwood, Horace. |
| Read, William A.                   | Wadsworth, Alexander.             |
| Reed, William.                     | Wales, Abijah T.                  |
| Rice, George W.                    | Walton, Solon.                    |
| Richards, James H.                 | Warren, Alonzo.                   |
| Richardson, Jesper.                | Webster, Edwin R.                 |
| Russell, Solomon N.                | Wentworth, Samuel H.              |
| Sanford, Baalis, jun.              | White, Newton.                    |
| Sargent, Edmund P.                 | Whitmore, Charles S.              |
| Sargent, Lucius M.                 | Wiggin, William H.                |
| Shea, John B.                      | Wilcox, Henry M.                  |
| Shortle, Henry.                    | Wilder, Henry H.                  |
| Soule, Rufus A.                    | Wilder, Sydney.                   |
| Stackpole, Stephen A.              | Winn, John.                       |
| Swift, Van Rensselaer.             | Wiswell, Joseph.                  |
| Thomas, Edward I.                  | Wonson, Charles H.                |
| Thompson, Leonard, jun.            | Wyman, Oliver B.                  |
| Thurston, Charles F.               |                                   |

Yeas, 72 ; nays, 119.

The Senate Bill (on leave) to amend chapter 221 of the Acts of the year 1874, relative to hours of labor in manufacturing establishments, was rejected, as recommended by the committee on Labor, after an extended debate ; the yeas and nays being ordered on the request of Mr. Mellen of Worcester. The vote was 118 yeas to 24 nays, as follows : —

#### YEAS.

|                                   |                                    |
|-----------------------------------|------------------------------------|
| <b>Messrs.</b> Andrews, Israel W. | <b>Messrs.</b> Desmond, Cornelius. |
| Baker, John I.                    | Doherty, Daniel.                   |
| Bancroft, Alonzo.                 | Eager, Edward R.                   |
| Barrett, George V.                | Ellis, W. Irving.                  |
| Beal, Melvin.                     | Emery, Levi.                       |
| Bent, Myron W.                    | Emory, James W.                    |
| Bolles, Matthew.                  | Fairbank, John B.                  |
| Brackett, John Q. A.              | Field, Lucius.                     |
| Brigham, George O.                | Field, Ralph A.                    |
| Carberry William H.               | Flood, John T.                     |
| Carll, Francis.                   | French, Gardner.                   |
| Carroll, Lewis.                   | Gardner, Nelson.                   |
| Clough, Benjamin.                 | Gargan, Francis.                   |
| Coffin, Hiram B.                  | Gilman, Freeman L.                 |
| Converse, Elisha S.               | Greene, Thomas R.                  |
| Cowdrey, George A.                | Hale, Edwin B.                     |
| Cummings, John W.                 | Hardy, Noah L.                     |
| Cunningham, Thomas.               | Hastings, Thomas J.                |
| Daly, Anthony C.                  | Hathaway, Rawson.                  |
| Davis, Robert L.                  | Hawkes, Nathan M.                  |

## JOURNAL OF THE HOUSE.

|                                     |                                    |
|-------------------------------------|------------------------------------|
| <b>Messrs.</b> Hildreth, James, 2d. | <b>Messrs.</b> Partridge, David A. |
| Hill, Clement H.                    | Peck, William G.                   |
| Hill, Hamilton A.                   | • Potter, Timothy D.               |
| Hooper, John H.                     | Powers, Henry W.                   |
| Howe, Asa F.                        | Price, George.                     |
| Howes, Thomas P.                    | Rand, Oliver J.                    |
| Hutchinson, Eben.                   | Read, William A.                   |
| Jackson, John.                      | Richards, James H.                 |
| Jenkins, Edward J.                  | Ricker, John W.                    |
| Jennings, Andrew J.                 | Rinn, Michael.                     |
| Johnson, Henry A.                   | Robinson, William.                 |
| Jones, Augustine.                   | Sanford, Baalis, jun.              |
| Kelley, Joseph J.                   | Shea, John B.                      |
| Keyes, Patrick.                     | Spaulding, Pliny F.                |
| Leary, Frank D.                     | Spaulding, Timothy G.              |
| Locke, James L.                     | Sprague, Leander.                  |
| Lowther, George W.                  | Stackpole, Stephen A.              |
| Mahon, John.                        | Stone, Eben F.                     |
| Marden, Frederic A.                 | Stuart, William J.                 |
| Marlor, John.                       | Thomas, Edward I.                  |
| Marsh, Edwin W.                     | Thurston, Charles F.               |
| Marshall, George S.                 | Tucker, Payson E.                  |
| McGibbons, Samuel S.                | Turner, John.                      |
| McGlynn, Patrick M.                 | Wadsworth, Alexander.              |
| Mellen, James H.                    | Wales, Abijah T.                   |
| Moore, Phillips.                    | Walton, Solon.                     |
| Moors, Albert.                      | Warren, Alonzo.                    |
| Moseley, Frederick P.               | Webster, Abel.                     |
| Newton, John F.                     | Webster, Edwin R.                  |
| Nickerson, Richard E.               | Wentworth, Samuel H.               |
| Noble Joseph G.                     | White, Newton.                     |
| Norton, Eugene L.                   | Whitehead, Joseph.                 |
| Noyes, Charles J.                   | Whitehouse, Sydney F.              |
| Nugent, James H.                    | Wiggin, William H.                 |
| O'Neil, Joseph H.                   | Wilder, Henry H.                   |
| Osgood, Charles S.                  | Wilson, George A.                  |
| Packard, Henry B.                   | Wiswell, Joseph.                   |
| Paige, Lucius R.                    | Wood, Solon.                       |
| Parmenter, J. Sumner.               | Wyman, Oliver B.                   |

## NAYS.

|                                  |                                  |
|----------------------------------|----------------------------------|
| <b>Messrs.</b> Allen, Charles H. | <b>Messrs.</b> Dunham, Jarvis N. |
| Ames, James H.                   | Glines, Jacob T.                 |
| Baker, George M.                 | Goulding, Frank P.               |
| Barnes, Charles E.               | Hawks, Alanson K.                |
| Bird, Francis W.                 | Howe, William.                   |
| Blanchard, William.              | Knowlton, Marcus P.              |
| Brown, Luther J.                 | McPherson, Eben. M.              |
| Colburn, George F.               | Paige, Calvin D.                 |

|                        |                            |
|------------------------|----------------------------|
| Messrs. Perry, Josiah. | Messrs. Sargent, Lucius M. |
| Pillsbury, Albert E.   | Tilton, John W.            |
| Randall, David.        | Washburn, John D.          |
| Russell, Solomon N.    | Wilcox, Henry M.           |

Yeas, 118 ; nays, 24.

**Reports :**

Of the committee on Education, inexpedient to legislate, on an order relative to amending the laws obliging towns to maintain high schools ;

Of the committee on Insurance, leave to withdraw, on the petition of the Newburyport Mutual Fire Insurance Company, for extension of its charter ; and

Of the committee on Education, inexpedient to legislate, on an order relative to vote of school committees on change of text-books in the public schools ;

Were severally accepted, and sent up for concurrence.

**Reports :**

Of the committee on Mercantile Affairs, leave to withdraw, on the petition of Mary F. Knowles and others, for incorporation as the Brewster Ladies' Library Association ; and

Of the committee on Taxation, leave to withdraw, on the petitions of the Lewis Wharf Company, and William S. Whitwell and others, for amendment of the laws relative to the valuation of property and the assessment of taxes ;

Were severally accepted in concurrence.

**Bills :**

Concerning suits upon debts, claims, and assets sold or assigned by executors and administrators ;

Relative to the terms of the Superior Court within and for the county of Nantucket ;

Fixing the terms of the Superior Court in the county of Bristol ;

To supply the town of Wayland with pure water ; and

Transferring to the City Council of the city of Boston the powers now vested in the Board of Engineers of said city, relating to explosive compounds and other dangerous substances ;

Were severally read, and ordered to a third reading.

**Bills :**

Concerning the treasurer and collector of the city of Cambridge ;



To amend an act establishing the terms of the Probate Court in the county of Bristol;

To revive the charter of the Attleborough Bank for certain purposes; and

To incorporate the Central Cemetery Association of Randolph;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

To amend chapter 49 of the General Statutes, in relation to the inspection and survey of lumber, ornamental wood, and ship-timber;

Relating to replevin bonds;

Regulating the appointment of pilots for the port of Marblehead; and

To authorize the city of Newton to establish grades for drainage and sewerage in said city;

Were severally read a third time, and passed to be engrossed in concurrence, the first two being sent to the Senate for concurrence in the amendments adopted by the House.

At 5.30 adjourned.

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TUESDAY, March 5, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Soldiers' Home.

By Mr. Beal of Lawrence, petitions of Lewis G. Holt and others, of James Lane and others, of John Forsyth and others; by Mr. Merritt of Scituate, petitions of A. A. Seaverns and 81 others, of Henry F. Ford and 59 others; by Mr. Field of Clinton, petitions of Ezra Sawyer and 63 others, of George H. Andrews and 46 others; by Mr. Barnes of Plymouth, petition of John Morrissey and 209 others; by Mr. Lowther of Boston, petition of John L. Ruffin and 316 others; by Mr. Belcher of Easton, petition of William H. Bosworth and 44 others; by Mr. Hawks of Shelburne, petition of George R. Peirce and 95 others; by Mr. Wood of Hudson, petition of A. P. Whitcomb and 46 others; by Mr. Thurston of Cambridge, petition of

Rufus R. Wade and 127 others; by Mr. Richards of Lynn, petition of William D. Chamberlain and 350 others; by Mr. Parmenter of Athol, petition of E. J. Shaw and 231 others; by Mr. Long of Hingham, petition of Benjamin Andrews and 114 others; by Mr. Gilman of Boston, petition of Charles S. Stone and 185 others; by Mr. Phillips of Marblehead, petition of Joseph Gregory and 303 others, —severally for an appropriation to establish a Soldiers' Home.

Severally referred to committee on Military Affairs.

By Mr. Eager of Canton, petition of Hilary Bygrave and 38 others; by Mr. Wood of Hudson, petition of Charles H. French and others; by Mr. Kelley of Cambridge, petition of Henry A. Martin and 12 others, —severally in aid of the preservation of the Old South Meeting-House. Old South.

Severally referred to the committee on Federal Relations.

By Mr. Everett of Wareham, remonstrance of Noah Hammond and others; by Mr. Fish of Sandwich, remonstrance of Moses Swift and others, —severally against any change in the law regulating the taking of fish in Buzzard's Bay. Buzzard's Bay.

Severally referred to the committee on the Fisheries.

By Mr. Clough of Tisbury, petition of F. U. Ripley and others, for a division of the town of Edgartown. Referred to the committee on Towns. Edgartown.

Severally sent up for concurrence.

By Mr. Baker of Beverly, petitions of the presidents of 104 reform clubs and of 9,574 citizens of various towns and cities of Massachusetts, for a repeal of the license law and the re-enactment of the prohibitory law. Liquor Law.

Severally placed on file.

### *Papers from the Senate.*

The petition of J. A. Allen and others, for more effectual protection of our native birds, was referred, in concurrence, to the committee on Agriculture. Birds.

*Ordered*, In concurrence, that the committee on Education consider what legislation, if any, is necessary relative to the distribution of moneys raised for the support of schools. School moneys.

*Ordered*, In concurrence, that the committee on the Fisheries consider the expediency of providing that selectmen of towns may perform the duties now devolving upon Measuring ponds.

county commissioners in measuring ponds for certain purposes under the provision of law.

Engines, furnaces, and boilers.

*Ordered*, In concurrence, that the committee on Manufactures consider the expediency of amending sections 33 to 45 inclusive of chapter 88 of the General Statutes, relating to steam-engines, furnaces, and boilers.

Public documents.

*Ordered*, In concurrence, that the committee on Printing consider the expediency of further legislation upon the manner and cost of printing legislative and other public documents, and the reports of the various State boards.

Religious books in State institutions.

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of providing by statute, that when religious books are provided and furnished, at the expense of the state or county, to penal or charitable institutions, there shall be included among the books so furnished those representing the religious faith of the different leading denominations, to the end that no sectarian distinction shall be maintained in the public institutions of the State.

Burial-purposes — payments for.

A Bill relating to payments for burial-purposes from the estates of deceased persons, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

Measuring wood, etc.

A Bill to authorize the collection of the price of ornamental wood, timber, and lumber sold by unsealed measure, or measured by an unsworn measurer, reported on the Senate "Bill (on leave) to amend chapter 153 of the Acts of the year 1875, authorizing the collection of the price of goods, wares, and merchandise when sold in good faith," and passed to be engrossed by the Senate, was read, and ordered to a second reading.

### *Reports of Committees.*

East Stoughton and Randolph.

By Mr. Read of Lowell, from the committee on Towns, leave to withdraw, on the petition of E. Drew and others, for the annexation of that part of Stoughton known as East Stoughton, to the town of Randolph, and remonstrances against the same. Read, and placed in the orders of the day for to-morrow.

Prosecutions for embezzlement.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, on the report and recommendations of the attorney-general, in part, a Bill relating to the venue of prosecutions for embezzlement.

By Mr. C. H. Hill of Boston, from the same committee, Boston park.  
that the Bill (recommitted) to authorize the city of Boston to borrow money for the improvement of land for the purposes of public parks ought to pass in a new draft with a similar title.

Severally read, and ordered to a second reading.

*Taken from the Table.*

On motion of Mr. Bird of Walpole, the Bill to amend Mashpee.  
section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee, was taken from the table, and placed in the orders of the day for to-morrow, the question being on its engrossment.

*Discharged from the Orders.*

On motion of Mr. Noyes of Boston, the Bill to authorize New-York and  
New-England  
Railroad.  
the New-York and New-England Railroad Company to take land in Boston for the purpose of increasing its terminal facilities, was discharged from the orders of the day. The bill was read a second time, and, on further motion of Mr. Noyes, was re-committed to the committee on Harbors.

*Order Rejected.*

The order relative to adjournment of the House at 5 Adjournment.  
o'clock P.M., laid over on Friday, was rejected.

*Orders of the Day.*

Reports of the committee on the Liquor Law:

Orders of the  
day.

Leave to withdraw, on the petition of Edwin Foss and 177 others, for the enactment of a law giving the complainant a portion of the fines in liquor cases;

Inexpedient to legislate, on an order relative to the manufacture and sale of intoxicating liquors;

Inexpedient to legislate, on an order relative to amending the license law concerning the licensing of apothecaries; and

Leave to withdraw, on the petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns, for the purpose of selling, without a license; and the

Bill (S. on leave) to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors;

Were severally laid on the table, on motions of Mr. Knowlton of Springfield, the question on the last being on the rejection of the bill.

**Reports:**

Of the committee on Mercantile Affairs, leave to withdraw, on an order relative to public weighers and public weighing;

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending section 15, chapter 71, of the General Statutes, relative to alien passengers;

Of the committee on Claims, leave to withdraw, on the petition (re-committed) of John Sheridan, guardian of Patrick Sheridan, for State aid; and

Of the committee on Claims, leave to withdraw, on the petition of Mary A. Derby, for State aid;

Were severally accepted, and sent up for concurrence.

The report of the committee on County Estimates, leave to withdraw, on the petition of A. H. Proctor for re-imbursement of losses occasioned by the burning of Fitchburg jail, was accepted.

The Bill (on leave) to amend chapter 210 of the Acts of the year 1877, entitled "An Act concerning district, police, and municipal courts," was rejected, as recommended by the committee on the Judiciary.

**Bills:**

To enable the county commissioners of Franklin County to borrow money on account of the Sunderland Bridge;

For the protection of the public against unsafe and dangerous buildings in cities;

To permit the continuance of civil process before trial-justices by justices of the peace;

To enable the American Molded Collar Company to reduce the par value of its shares of capital stock;

To amend an act relating to the rights of husbands and wives, and for the protection of minor children;

To amend an act concerning the division of flats;

To amend an act relating to the par value of shares in corporations;

Concerning the election of moderator in the town of Chatham; and

Relating to the venue of certain actions in police, district, and municipal courts; and a

Resolve relating to the printing of additional copies of the Report of the Commissioners on Taxation of the year 1875;

Were severally read, and ordered to a third reading.

## Bills:

Concerning suits upon debts, claims, and assets sold or assigned by executors and administrators;

Relative to the terms of the Superior Court within and for the county of Nantucket (amended on motion of Mr. Jennings of Fall River);

Fixing the terms of the Superior Court in the county of Bristol; and

To supply the town of Wayland with pure water;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill transferring to the city council of the city of Boston the powers now vested in the board of engineers of said city, relating to explosive compounds and other dangerous substances, was read a third time, and passed to be engrossed in concurrence.

The Bill to enable stockholders in railroad corporations to subscribe for additional stock, upon an increase thereof, was read a second time, and, after an extended debate, was rejected, by a vote of 66 to 88.

Subsequently Mr. Osgood of Salem moved a reconsideration of the vote, which motion was placed in the orders of the day for to-morrow.

At 4.50 adjourned.

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WEDNESDAY, March 6, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Bartlett of Peabody, petition of James P. King and 49 others; by Mr. Emory of Orange, petition of A. L. Barrett and 32 others; by Mr. Flood of Randolph, petition of Galen Hollis and 170 others; by Mr. Curtis of Colrain, petition of Henry H. Prouty and 27 others; by Mr. Barrett of Ayer, petition of Charles W. Hildreth and 62 others; by Mr. Packard of Brockton, petition of William A. Linehan and 30 others; by Mr. Sanford of Brockton, petition of W. H. Wales and 114 others; by Mr. Sprague of Fitchburg, petition of William W. Willis and 242 others; by Mr. Daly of Boston, petition of George J. Hinds and others; by Mr. Hawkes of Lynn, petition of

Soldiers' Home.

James H. Ellis and others; by Mr. Beal of Lawrence, petition of J. C. Bowker and 281 others; by Mr. Partridge of Medway, petition of William Crane and 58 others; by Mr. Stuart of Hyde Park, petition of Henry Grew and 175 others; by Mr. Merriam of Westminster, petition of T. L. Keyes and 38 others; by Mr. Davis of Watertown, petition of Oliver Shaw and 225 others; by Mr. Nugent of Boston, petition of Edward W. Cody and 233 others; by Mr. Wade of Newton, petition of William W. Carruth and 137 others; by Mr. Ellis of Melrose, petition of C. B. Baldwin and 40 others; by Mr. Hutchinson of Chelsea, petition of George H. Buck and 117 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

Old South.

By Mr. Ames of Spencer, petition of Alexander DeWitt and 20 others; by Mr. Carberry of Boston, petition of A. J. Patterson and 41 others; by Mr. Hayden of Weymouth, petition of Elias Richards and 505 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

Buzzard's Bay.

By Mr. Everett of Wareham, remonstrance of F. A. Nye and others, against any change in the law regulating the taking of fish in Buzzard's Bay. Referred to the committee on the Fisheries.

Charles River flats.

By Mr. Brackett of Boston, petition of the mayor of Boston, for an act ceding to the city of Boston certain flats in Charles River. Referred to the committee on Public Lands.

Woman suffrage.

By Mr. Howes of Dennis, petition of Horace Chase and 23 others, for woman suffrage. Referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

#### *Paper from the Senate.*

New Bedford railroad-stations.

The petition of F. A. Milliken and others, in aid of that of Alanson Borden and others, for a change in the passenger depots in New Bedford, was referred, in concurrence, to the committee on Railroads.

#### *Bills Enacted.*

Bills enacted.

Engrossed bills :

To authorize the Boston and Lowell Railroad Corporation to widen its freight-bridge across Charles River ;

To amend an act to incorporate the trustees of the Tufts College;

In relation to main drains and common sewers in the town of West Springfield;

(Which severally originated in the House of Representatives);

Regulating the appointment of pilots for the port of Marblehead;

Concerning the maintenance of Chelsea Bridge;

To enable the Bristol-county Agricultural Society to obtain its State bounty;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve in favor of Company C, Eighth Regiment Massachusetts Volunteer Militia (which originated in the House of Representatives), was passed, signed, and sent to the Senate.

Resolve passed.

### *Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, inexpedient to legislate:

On an order relative to providing, that, in case of a recount of votes by the board of aldermen of cities, one of the ward officers who made the original count may be present at such recount:

Recount of votes.

On an order relative to giving towns the same power as to recounting votes as is given by law to cities; and

Ibid.

On an order relative to recount of votes for county and state officers.

Ibid.

By Mr. Wade of Newton, from the same committee, inexpedient to legislate, on an order relative to answers of trustees in the inferior courts.

Answers of trustees.

By Mr. Pillsbury of Boston, from the same committee, inexpedient to legislate, on an order relative to authorizing cities and towns to incur debts for temporary loans.

City and town debts.

By Mr. Knowlton of Springfield, from the same committee, leave to withdraw, on petition of Joseph H. Allen, clerk of the Municipal Court of the South Boston district, in the city of Boston, for authority to appoint an assistant clerk.

J. H. Allen.

Severally read, and placed in the orders of the day for to-morrow.



Salem.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, on a petition, a Bill in addition to an act establishing the city of Salem.

Springfield.

By Mr. Wade of Newton, from the same committee, that the Bill (on leave) in addition to an act to establish the city of Springfield ought to pass in a new draft, with the following title: "Bill relative to the board of overseers of the poor in the city of Springfield."

Witnesses to wills.

By Mr. Brackett of Boston, from the committee on Probate and Chancery, on an order, a Bill to amend section 10 of chapter 92 of the General Statutes, relating to subscribing witnesses to wills.

Assessors of taxes.

By Mr. Hastings of Worcester, from the committee on Taxation, on a petition of the mayor of Boston, and an order, in part, a Bill extending the powers of assessors of taxes.

Hanover and Rockland.

By Mr. Studley of Rockland, from the committee on Towns, on a petition, a Bill to define and establish the boundary-line between the towns of Hanover and Rockland.

State printing.

By Mr. Pillsbury, from the committee on Printing, on an order, a Resolve relating to the contract for the State printing.

Severally read, and ordered to a second reading.

### *A Recess.*

Visit of Speaker and others of New-York Assembly.

Mr. Noyes of Boston, from the committee appointed on the 26th ult. to entertain, on behalf of the House, the Speaker and other officers and members of the New-York Assembly, presented the said guests to the Speaker, who welcomed them to the House, and introduced the Hon. James W. Husted, Speaker of the Assembly, who briefly responded to the courtesy.

On motion of Mr. Noyes of Boston, the House then took a recess of ten minutes, to allow an introduction of the distinguished visitors to the members of the House.

### *Orders of the Day.*

Orders of the day.

The motion of Mr. Osgood of Salem, to reconsider the vote whereby the House refused to order to a third reading the Bill to enable stockholders in railroad corporations to subscribe for additional stock upon an increase thereof, was carried. Pending the recurring question on ordering the bill to a third reading, it was laid on the table, on motion of Mr. Osgood.

The report of the committee on Towns, leave to withdraw, on the petition of E. Drew and others, for the annexation of that part of Stoughton known as East Stoughton, to the town of Randolph, was accepted, and sent up for concurrence.

**Bills:**

Relating to the venue of prosecutions for embezzlement; and

To authorize the collection of the price of ornamental wood, timber, and lumber sold by unsealed measure, or measured by an unsworn measurer;

Were severally read, and ordered to a third reading.

The Bill to authorize the city of Boston to borrow money for the improvement of land for the purposes of a public park was read a second time, and considered. On the main question, the yeas and nays were ordered on the request of Mr. Norton of Boston; and, the roll being called, the bill was ordered to a third reading, by a vote of 124 yeas to 45 nays, as follows:—

**YEAS.**

|                                    |                                       |
|------------------------------------|---------------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Cushing, Levi L., jun. |
| Allen, Charles H.                  | Daly, Anthony C.                      |
| Ames, James H.                     | Desmond, Cornelius.                   |
| Baker, John I.                     | Doane, Abiathar.                      |
| Beach, Theodore D.                 | Doherty, Daniel.                      |
| Beal, Melvin.                      | Eager, Edward R.                      |
| Belcher, George C.                 | Ellis, W. Irving.                     |
| Bird, Francis W.                   | Emory, James W.                       |
| Blanchard, William.                | Field, Ralph A.                       |
| Bliss, William B.                  | Flood, John T.                        |
| Bolles, Matthew.                   | French, Gardner.                      |
| Brackett, John Q. A.               | Gardner, Nelson.                      |
| Brigham, George O.                 | Gargan, Francis.                      |
| Brooks, William A.                 | Greene, Thomas R.                     |
| Brown, Luther J.                   | Hale, Edwin B.                        |
| Burnett, Martin W.                 | Hayden, George F.                     |
| Carberry, William H.               | Hill, Clement H.                      |
| Carroll, Lewis.                    | Hill, Hamilton A.                     |
| Case, Charles A.                   | Hooper, John H.                       |
| Chapin, Nahum.                     | Howe, Asa F.                          |
| Clark, Leonard.                    | Howe, Simon H.                        |
| Colburn, George F.                 | Howes, Thomas P.                      |
| Cowdrey, George A.                 | Hutchinson, Eben.                     |
| Cunningham, Thomas.                | Hyde, Henry D.                        |
| Curtis, Jason L.                   | Jager, Charles V.                     |
| Curtis, Orson B.                   | Jenkins, Edward J.                    |

|                           |                         |
|---------------------------|-------------------------|
| Messrs. Johnson, Henry A. | Messrs. Rand, Oliver J. |
| Jones, Augustine.         | Read, William A.        |
| Kelley, Joseph J.         | Reed, William, jun.     |
| Kelly, Jarvis P.          | Rice, George W.         |
| Keyes, Patrick.           | Robinson, William.      |
| Knowlton, Marcus P.       | Sanford, Baalis, jun.   |
| Leighton, Edwin F.        | Sargent, Edmund P.      |
| Lincoln, George C.        | Sargent, Lucius M.      |
| Locke, James L.           | Shea, John B.           |
| Lovell, Andrew.           | Shortle, Henry.         |
| Macomber, William P.      | Smith, Matthew.         |
| Mahony, James T.          | Soule, Rufus A.         |
| Marden, Frederic A.       | Sprague, Leander.       |
| Marlor, John.             | Stackpole, Stephen A.   |
| Marsh, Edwin W.           | Stuart, William J.      |
| Marshall, George S.       | Studley, Ezekiel R.     |
| McGibbons, Samuel S.      | Taft, Zadok A.          |
| McGlynn, Patrick M.       | Thomas, Edward I.       |
| Merriam, Artemus.         | Thurston, Charles F.    |
| Moore, Phillips.          | Tilton, John W.         |
| Moors, Albert.            | Underwood, Horace.      |
| Morton, Elbridge G., jun. | Wade, Levi C.           |
| Moseley, Frederick P.     | Walton, Solon.          |
| Murphy, Patrick F.        | Warren, Alonzo.         |
| Nugent, James H.          | Washburn, John D.       |
| O'Neil, Joseph H.         | Webster, Abel.          |
| Osgood, Charles S.        | Wentworth, Samuel H.    |
| Paige, Lucius R.          | Wilcox, Henry M.        |
| Parmenter, J. Sumner.     | Wilder, Sydney.         |
| Partridge, David A.       | Wilson George A.        |
| Perry, Josiah.            | Winn, John.             |
| Phillips, Benjamin A.     | Wiswell, Joseph.        |
| Pike, James D.            | Wonson, Charles H.      |
| Pillsbury, Albert E.      | Wood, Solon.            |
| Powers, Henry W.          | Wright, John H.         |
| Putnam, Henry W.          | Wyman, Oliver B.        |

## NAYS.

|                           |                           |
|---------------------------|---------------------------|
| Messrs. Bancroft, Alonzo. | Messrs. Dunham, Jarvis N. |
| Barrett, George V.        | Fish, Isaiah.             |
| Bartholomew, Elisha P.    | Gilbert, Edwin.           |
| Bartlett, James E. T.     | Gilman, Freeman L.        |
| Billings, Joseph.         | Glines, Jacob T.          |
| Carll, Francis.           | Hart, John W.             |
| Cobb, Philander.          | Hastings, Thomas J.       |
| Coffin, Samuel.           | Hathaway, Rawson.         |
| Cornell, John.            | Hathaway, Thomas B.       |
| Cornish, Israel C.        | Hawks, Alanson K.         |
| Davis, Robert L.          | Hildreth, James, 2d.      |

|                        |                            |
|------------------------|----------------------------|
| Messrs. Howe, William. | Messrs. Potter, Timothy D. |
| Kimball, Ensign.       | Pynchon, William.          |
| Manning, William.      | Ranlett, Charles E.        |
| McPherson, Eben. M.    | Richards, James H.         |
| Merritt, Amos W.       | Smyth, William A. S.       |
| Newton, John F.        | Stiles, Henry S.           |
| Nickerson, Richard E.  | Swift, Van Rensselaer.     |
| Norton, Eugene L.      | Turner, John.              |
| Noyes, Chauncey O.     | Wadsworth, Alexander.      |
| Otis, John L.          | Webster, Edwin R.          |
| Packard, Henry B.      | Whitehouse, Sydney F.      |
| Peck, William G.       |                            |

Yeas, 124; nays, 45.

**Bills :**

To amend section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee ;

To enable the county commissioners of Franklin County to borrow money on account of the Sunderland Bridge ;

For the protection of the public against unsafe and dangerous buildings in cities ;

To permit the continuance by justices of the peace of civil process before trial justices ; and

To enable the American Molded Collar Company to reduce the par value of its shares of capital stock ;

Were severally read a third time, and passed to be engrossed in concurrence.

**Bills :**

To amend an act concerning the division of flats ;

To amend an act relating to the par value of shares in corporations ;

Concerning the election of moderator in the town of Chatham ; and

Relating to the venue of certain actions in police, district, and municipal courts ; and a

Resolve relating to the printing of additional copies of the Report of the Commissioners on Taxation of the year 1875 ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 4.10 adjourned.

THURSDAY, March 7, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Soldiers' Home.

By Mr. Whitehead of Saugus, petition of Edwin Mansfield and 64 others; by Mr. Ricker of Newburyport, petition of L. A. Horton and 259 others; by Mr. Merriam of Westminster, petition of A. F. Baker and 111 others; by Mr. Underwood of Hubbardston, petition of Charles E. Ingalls and 47 others; by Mr. Reed of Westford, petitions of C. P. Lawrence and 96 others, and of M. P. Palmer and 86 others; by Mr. Baker of Beverly, petition of Henry P. Woodbury and 37 others; by Mr. Howe of Holden, petition of J. Warren Bigelow and 49 others; by Mr. Mahony of Boston, petition of T. J. Driscoll and 216 others; by Mr. Andrews of Danvers, petition of Charles B. Rice and 220 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

Old South.

By Mr. Thomas of Brookline, petition of T. E. Francis and 18 others; by Mr. Peck of Arlington, petition of Josiah F. Stone and 31 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

Vermont and  
Massachusetts  
and Fitchburg  
Railroads.

By Mr. Dunham of Pittsfield, petition of the Vermont and Massachusetts Railroad Company, in aid of the petition of the Fitchburg Railroad Company, for authority to sell the Brattleborough branch of said Vermont and Massachusetts Railroad Company. Referred to the committee on Railroads.

Marblehead  
cemetery.

By Mr. Carroll of Marblehead, remonstrance of Philip B. Lindsey and 169 others, against granting permission to the county commissioners of Essex County to lay out a road through a cemetery in Marblehead. Referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

*Paper from the Senate.*Lowell public  
landing.

The remonstrance of J. R. Hayes and 190 others of Lowell, against the petition of the city of Lowell, for the discontinuance of a free landing-place in said city, was

referred, in concurrence, to the committee on Roads and Bridges.

*Bill Enacted.*

An engrossed Bill transferring to the city council of the city of Boston the powers now vested in the board of engineers of said city, relating to explosive compounds and other dangerous substances (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate. Bill enacted.

*Order.*

On motion of Mr. Moseley of Boston, —

*Ordered*, That, when the House adjourns, it be to meet on Monday next at 2 o'clock P.M. Adjournment.

*Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary:

Reference to next General Court, on petition of the city of Salem for an amendment of its charter, so that members of of the city council may be chosen for terms two years; and Salem charter.

Inexpedient to legislate, on an order relative to quieting titles to real estate. Quieting titles.

By Mr. Knowlton of Springfield from the same committee, leave to withdraw, on the petition of Albert Nichols and others, for amendment of chapter 192 of the Acts of the year 1877, relative to State aid. State aid.

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending section 3 of chapter 93 of the General Statutes, relating to bonds of administrators with the will annexed. Administrators.

By Mr. Warren of Boston, from the committee on Water Supply and Drainage: Boston — medicine and pharmacy.

Leave to withdraw, on the petition of the mayor of Boston for an act authorizing the city of Boston to regulate by ordinance the practice of medicine and pharmacy in said city; and

Inexpedient to legislate, on an order relative to regulating the practice of medicine and pharmacy in the city of Boston. [A minority of the committee dissent, and recommend the passage of a bill which is printed as House Doc. No. 122.] Ibid.

Severally read, and placed in the orders of the day for Monday.

Swampscott.

By Mr. Peck of Arlington, from the committee on Education, on a petition, a Resolve in favor of the town of Swampscott. Read, and referred, under the rule, to the committee on Finance.

Raynham Co-  
operative Boot  
and Shoe Com-  
pany.

By Mr. Stuart of Hyde Park, from the committee on Manufactures, asking to be discharged from further consideration of the petition of the Raynham Co-operative Boot and Shoe Company, a corporation organized under general laws, for an act to dissolve said corporation, and recommending its reference to the committee on the Judiciary. Accepted, under suspension of the rule, and sent up for concurrence in the discharge of the committee.

Attachments.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, on an order, and a Bill (on leave) relative to employment of keepers, etc., a Bill relating to the attachment of personal property.

Protection of  
travellers.

By the same gentleman, from the same committee, on an order, a Bill authorizing cities and towns to pass ordinances and by-laws for the protection of travellers on streets and public ways.

Payment of  
witnesses.

By Mr. Jennings of Fall River, from the same committee, on an order, a Bill relative to the payment of witnesses in criminal proceedings before police, district, and municipal courts.

Trustees and  
trust estates.

By Mr. Pillsbury of Boston, from the same committee, on a bill (on leave) and an order, a Bill relating to trustees and trust estates.

North Adams.

By Mr. Hutchinson of Chelsea, from the committee on Towns, on petitions, a Bill to incorporate the town of North Adams.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

Reports :

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to providing, that, in case of a recount of votes by the board of aldermen of cities, one of the ward officers who made the original count may be present at such recount ;

On an order relative to giving towns the same power as to recounting votes as is given by law to cities ;

On an order relative to answers of trustees in the inferior courts ;

On an order relative to recount of votes for county and state officers ;

On an order relative to authorizing cities and towns to incur debts for temporary loans ; and

Leave to withdraw, on petition of Joseph H. Allen, clerk of the Municipal Court of the South Boston district, in the city of Boston, for authority to appoint an assistant clerk ;

Were severally accepted.

The Bill to amend an act relating to the rights of husbands and wives, and for the protection of minor children, was read a third time. The committee on Bills in Third Reading reported that it ought to pass in a new draft with the same title. Read, and ordered to a second reading.

Bills :

To define and establish the boundary-line between the towns of Hanover and Rockland ;

To amend section 10 of chapter 92 of the General Statutes, relating to subscribing witnesses to wills ;

In addition to an act establishing the city of Salem ;

Relative to the board of overseers of the poor in the city of Springfield ;

Extending the powers of assessors of taxes ; and a

Resolve relating to the contract for the State printing ;

Were severally read, and ordered to a third reading.

Bills :

Relating to the venue of prosecutions for embezzlement ; and

To authorize the city of Boston to borrow money for the improvement of land for the purposes of a public park ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence, the title of the latter being amended, on motion of Mr. C. H. Hill of Boston, by inserting before the word "improvement" the words "purchase and."

The Bill to authorize the collection of the price of ornamental wood, timber, and lumber sold by unsealed measure, or measured by an unsworn measurer, was read a third time, and passed to be engrossed, in concurrence.

Mr. Speaker Long announced, that, as he would be absent on Monday, he would designate Mr. Stone of Newburyport to take the Chair on that day.

At 3 o'clock adjourned until Monday next at 2 o'clock P.M.



MONDAY, March 11, 1878.

Met according to adjournment, Mr. Stone of Newburyport in the Chair.

Prayer was offered by the Rev. Mr. Paige of Cambridge, a member of the House.

*Petitions Presented.*

**Soldiers' Home.** By Mr. Lovell of Weymouth, petition of John P. Lovell and 507 others; by Mr. Chase of Salem, petition of George W. Glazier and 367 others; by Mr. Case of New Bedford, petition of E. C. Adams and 92 others; by Mr. Taft of Uxbridge, petition of C. A. Taft and 53 others; by Mr. Thompson of Woburn, petition of Thomas H. Hill and 136 others; by Mr. Thurston of Cambridge, petition of Edmund A. Stone and 28 others; by Mr. Daly of Boston, petition of John Scates and 60 others; by Mr. Tilton of Haverhill, petition of D. S. Kimball and 239 others; by Mr. Hastings of Worcester, petition of Thomas Wheelock and 1,212 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

**Edgartown.** By Mr. Clough of Tisbury, remonstrances of William Leach and others, of G. N. Collins and others, representing a majority of the stock of the Oak Bluffs Land and Wharf Company and of the Vineyard Grove Company, severally against a division of the town of Edgartown.

Severally referred to the committee on Towns.

**Buzzard's Bay.** By Mr. Everett of Wareham, petition of the selectmen of Marion in aid of the petition of K. E. Terry and others, relative to seining in Buzzard's Bay.

**Ibid.** By Mr. Andrews of Danvers, remonstrances of Franklin Nye and others, and of C. P. Horton and 48 others, severally against any change in the law regulating the taking of fish in Buzzard's Bay.

Severally referred to the committee on the Fisheries.

**Old South.** By Mr. Hale of Cambridge, petition of Charles W. Elliot and 68 others, in aid of the preservation of the Old South Meeting-House. Referred to the committee on Federal Relations.

Severally sent up for concurrence.

*Papers from the Senate.*

The petition of George Cogswell and others, for biennial sessions of the General Court and biennial elections of State officers, was referred, in concurrence, to the committee on Constitutional Amendments. Biennial elections.

## Bills:

Bills.

To authorize the trustees of the General Assembly of the United Presbyterian Church of North America to hold real estate in Massachusetts;

To authorize the town of Marblehead to raise and appropriate money for a portrait of Benjamin Abbot, and for other purposes; and

To enable the county commissioners of the county of Barnstable to borrow money for the purpose of constructing a jail and house of correction, and for other purposes;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

A Bill to amend chapters 93, 94, 100, and 109 of the General Statutes, relating to bonds of executors, administrators, trustees, and guardians, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery. Executors, etc.

## Bills:

To amend chapter 49 of the General Statutes, in relation to inspection and sale of lime and lime-casks (reported on an order); and Lime.

Relating to compensation for tide-water displaced (reported on the report of the Harbor Commissioners); Tide-water.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

## Reports:

Of the committee on Agriculture, leave to withdraw: Agriculture.

On the petition of Albert L. Murdock, for an appropriation for the dissemination of information concerning agriculture; and

On the petition of L. E. Lane and others, for amendment of the game laws; Game laws.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

*Reports of Committees.*

By Mr. Dunham of Pittsfield, from the committee on Railroads, leave to withdraw, on petition of Thomas P. Sunday trains.

Carleton, for a law prohibiting the running of railroad-trains on Sunday.

By Mr. Clark of Springfield, from the committee on Claims, leave to withdraw:

S. C. Kenney. On petition of John A. Hawes and others, that Samuel C. Kenney may again receive State aid, and petitions in aid of the same; also

Polly Crowd and Sally Burr. On petition of Polly Crowd and Sally Burr, Punkapog Indians, that an annuity heretofore granted them by the Commonwealth may be renewed and continued.

E. Sweeney. By Mr. Partridge of Medway, from the same committee, leave to withdraw, on petition of Ellen Sweeney of Boston, for State aid.

Public administrators. By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to repealing sections 3 and 4 of chapter 95 of the General Statutes, concerning public administrators.

Yeas and nays. By Mr. Osgood of Salem, from the committee on Rules and Orders, that the order relative to amending House Rule 66, concerning the yeas and nays, ought not to be adopted.

Severally read, and placed in the orders of the day for to-morrow.

Green-Harbor Marsh. By Mr. Noyes of Boston, from the committee on Harbors, on an order, a Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield. Read, and referred, under the rule, to the committee on Finance.

Public health. By Mr. Wadsworth of Boston, from the committee on Water Supply and Drainage, that the Bill (on leave) to amend chapter 166 of the General Statutes, relating to offences against the public health, ought to pass. Placed in the orders of the day for a second reading to-morrow.

Tramps. By Mr. Jones of Lynn, from the committee on Public Charitable Institutions, on an order and petitions relative to legislation in relation to tramps, a Bill concerning vagrants. Read, and ordered to a second reading.

Liquor Law. By Mr H. A. Hill of Boston, from the committee on Finance, asking to be discharged from further consideration of the Bill concerning the manufacture and sale of intoxicating liquors. Read, accepted under suspension of the rule; and, the committee being discharged, the bill was placed in the orders of the day for a second reading to-morrow.

*Orders of the Day.*

Orders of the  
day.

Reports:

Of the committee on the Judiciary, reference to next General Court, on petition of the city of Salem, for an amendment of its charter, so that members of the city council may be chosen for terms of two years;

Leave to withdraw, on the petition of Albert Nichols and others, for amendment of chapter 192 of the Acts of the year 1877, relative to State aid;

Inexpedient to legislate, on an order relative to quieting titles to real estate; and

Of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending section 3 of chapter 93 of the General Statutes, relating to bonds of administrators with the will annexed;

Were severally accepted.

The Report of the committee on Water Supply and Drainage, leave to withdraw, on the petition of the mayor of Boston for an act authorizing the city of Boston to regulate by ordinance the practice of medicine and pharmacy in said city, was accepted, and sent up for concurrence.

The report of the same committee, inexpedient to legislate, on an order relative to regulating the practice of medicine and pharmacy in the city of Boston, was considered. Mr. Marden of Boston moved to amend, by substituting a Bill to regulate the practice of medicine in the city of Boston, recommended by a minority of the committee. After extended debate the amendment was lost; and the report was accepted, and sent up for concurrence.

Bills:

Relating to the attachment of personal property;

Relative to the payment of witnesses in criminal proceedings before police, district, and municipal courts;

Authorizing cities and towns to pass ordinances and by-laws for the protection of travellers on streets and public ways;

Relating to trustees and trust estates;

To incorporate the town of North Adams; and

To amend an act relating to the rights of husbands and wives, and for the protection of minor children;

Were severally read, and ordered to a third reading.

## Bills:

To define and establish the boundary-line between the towns of Hanover and Rockland;

To amend section 10 of chapter 92 of the General Statutes, relating to subscribing witnesses to wills;

In addition to an act establishing the city of Salem;

Relative to the board of overseers of the poor in the city of Springfield;

Extending the powers of assessors of taxes; and a

Resolve relating to the contract for the State printing;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 3.55 adjourned.

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TUESDAY, March 12, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Soldiers' Home.

By Mr. Sargent of Grafton, petition of J. K. Axtell and 189 others; by Mr. Wales of Attleborough, petition of A. W. Sturdy and 162 others; by Mr. Peirce of Lakeville, petition of Levi P. Brown and 179 others; by Mr. Eager of Canton, petition of C. H. French and 60 others; by Mr. Peck of Arlington, petition of S. C. Small and 20 others; by Mr. Anthony of Adams, petition of C. F. Luther and 366 others; by Mr. Daly of Boston, petition of William H. Ruddick and 81 others; by Mr. Bartlett of Peabody, petition of D. P. Grosvenor, jun., and 127 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

Old South.

By Mr. Cushing of Cambridge, petition of G. C. W. Fuller and 15 others; by Mr. Field of Clinton, petition of Augustus J. Sawyer and 12 others; by Mr. Brackett of Boston, petition of William Gaston and 113 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

Women and children.

By Mr. Mellen of Worcester, petition of George Mitchell and others, for the better protection of women and children in manufacturing establishments. Referred to the committee on Labor.

By Mr. Wade of Newton, petition of H. A. Sherman and others, in aid of the petition of Willard Marcy and others, relative to railroad-stations in Brookline. Brookline railroad-stations.

By the same gentleman, petition of H. A. Sherman and others, in aid of the petition of George D. Eldridge and others, relative to railway-stations in Newton. Newton railroad-stations.

Severally referred to the committee on Railroads.

By Mr. Ellis of Melrose, petition of Maria S. Porter and 24 others, that women who pay taxes may vote for municipal, town, and county officers. Referred to the committee on Woman Suffrage. Municipal woman suffrage.

Severally sent up for concurrence.

### *Order.*

On motion of Mr. McGibbons of Lynn, —

*Ordered*, That the committee on Rules and Orders consider the expediency of reporting a rule requiring all amendatory acts to include in their titles the title of the act to be amended in full, together with the date of its passage, and, in the body of the act, the section or sections to be amended in full. Titles to bills.

### *Introduced on Leave.*

By Mr. Pillsbury of Boston, a Bill making further appropriation for the expenses of the State Reform School for Boys. Read, referred to the committee on Public Charitable Institutions, and sent up for concurrence. Westborough Reform School.

### *Papers from the Senate.*

A report of the committee on Agriculture, inexpedient to legislate on an order relative to withholding State bounty from agricultural societies which bestow premiums on trials of the speed of horses, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Bounty to agricultural societies.

A Bill relating to the payment of certain damages, liabilities, costs, and expenses by the town of Lexington, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Lexington.

### *Bills Enacted.*

Engrossed bills:

Bills enacted.

Authorizing the Eastern Railroad Company to make leases, or other running contracts, with railroads out of the Commonwealth;

Relating to surrender by bail or sureties in certain cases ;

Concerning mutual marine and mutual fire and marine insurance companies ;

To confer criminal jurisdiction upon certain municipal courts in Boston over the islands and waters of Boston Harbor ;

To revive the Builders' Loan and Fund Corporation for certain purposes ;

To revive the charter of the Attleborough Bank for certain purposes ;

To protect witnesses testifying before the legislature, or before legislative committees ;

Relating to the water loan sinking-funds in the towns of Malden, Medford, and Melrose ;

To authorize the county commissioners of Worcester County to borrow money for certain purposes ; and

Relating to the supervision of co-operative saving-fund and loan associations ;

(Which severally originated in the House of Representatives) ;

To amend section 6 of chapter 293 of the Acts of the year 1870, to incorporate the town of Mashpee ;

To enable the county commissioners of Franklin County to borrow money on account of the Sunderland Bridge ;

To enable the American Molded Collar Company to reduce the par value of its shares of capital stock ;

For the protection of the public against unsafe and dangerous buildings in cities ; and

To permit the continuance by justices of the peace of civil process before trial justices ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

•Resolve passed.

An engrossed Resolve in favor of the town of Hardwick (which originated in the House of Representatives) was passed, signed, and sent to the Senate.

Attachment of  
personal prop-  
erty.

North Adams.

### *Discharged from the Orders.*

On motion of Mr. Kelley of Cambridge, the Bill relating to the attachment of personal property ; and

(On motion of Mr. Ingalls of Adams, the Bill to incorporate the town of North Adams ;

Were severally discharged from the orders of the day, and their further consideration was postponed until tomorrow, the question in each case being on ordering the bill to a third reading.



*Reports of Committees.*

By Mr. Dunham of Pittsfield, from the committee on Insurance, inexpedient to legislate, on an order relative to innocent misstatements in applications for insurance.

Insurance appli-  
cations.

By Mr. Walsh of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to enabling a notary-public to take depositions within this Commonwealth.

Notaries-public.

By Mr. Osgood of Salem, from the committee on Railroads, inexpedient to legislate, on an order relative to the election of State directors of the New-York and New-England Railroad.

New-York and  
New-England  
Railroad—  
State directors.

By Mr. Partridge of Medway, from the committee on Claims, leave to withdraw, on petition of F. S. Rice and others, that the town of Florida may be re-imbursed for the support of paupers made residents of said town by being employed on the Hoosac Tunnel.

Florida.

By Mr. Turner of Boston, from the committee on Street Railways, leave to withdraw, on the petition of William E. Dunham, for a renewal of the charter of the Fall River Street Railway Company.

Fall River  
Street Railway.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Tucker of Boston, from the committee on Railroads, that the Resolve (on leave) providing for an amendment to the Constitution, prohibiting State aid to railroad corporations, ought not to pass.

State aid to  
railroads.

By Mr. Dunham of Pittsfield, from the same committee, that the Bill (on leave) concerning free passes over railroads (taken from the files of last year) ought not to pass.

Free passes.

Severally placed in the orders of the day, the question in each case being on rejection.

By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, on an order, a Bill to provide for the appointment of a clerk in the probate office of the county of Suffolk. Read, and referred, under the rule, to the committee on Finance.

Suffolk County  
Probate Court.

By Mr. Stone of Newburyport, from the committee on Finance, that the Senate Resolve in favor of the Commissioners on Contagious Diseases among Cattle is irregularly before the House; and they therefore recommend that it be re-committed to the committee on Agriculture.

Commissioners  
on Contagious  
Cattle Diseases.

By the same gentleman, from the same committee, that the Senate Resolve in favor of Timothy Murphy is irregu-

T. Murphy.



larly before the House; and they therefore recommend that it be re-committed to the committee on Claims.

Severally accepted, under a suspension of the rule; and the resolves were severally re-committed as recommended.

Thompson's  
Island.

By Mr. Andrews of Danvers, from the committee on the Fisheries, that the Senate Bill concerning shell-fish on the shores and flats of Thompson's Island ought to pass with an amendment. Placed in the orders of the day for tomorrow, the main question being on ordering the bill to a third reading.

Railroad loca-  
tions.

By Mr. Hawkes of Lynn, from the committee on Railroads, on the Ninth Annual Report of the Board of Railroad Commissioners, in part, a Bill concerning the records of locations of railroads.

Depositors in  
savings banks.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, on an order, in part, a Bill for the better protection of depositors in savings banks.

Severally read, and ordered to a second reading.

#### *Orders of the Day.*

Orders of the  
day.

##### **Reports:**

Of the committee on Agriculture, leave to withdraw:

On the petition of Albert L. Murdock, for an appropriation for the dissemination of information concerning agriculture; and

On the petition of L. E. Lane and others, for amendment of the game laws;

Were severally accepted in concurrence.

##### **Reports:**

Of the committee on Railroads, leave to withdraw, on petition of Thomas P. Carleton, for a law prohibiting the running of railroad-trains on Sunday; and

Of the committee on Claims, leave to withdraw:

On petition of Ellen Sweeney of Boston, for State aid; and

On petition of Polly Crowd and Sally Burr, Punkapog Indians, that an annuity heretofore granted them by the Commonwealth may be renewed and continued;

Were severally accepted, and sent up for concurrence.

##### **Reports:**

Of the committee on Probate and Chancery, inexpedient to legislate on an order relative to repealing sections 3 and 4 of chapter 95 of the General Statutes, concerning public administrators; and

Of the committee on Rules and Orders, that the order relative to amending House Rule No. 66, concerning the yeas and nays, ought not to be adopted ;

Were severally accepted.

Bills:

To amend chapter 166 of the General Statutes, relating to offences against the public health ;

Concerning vagrants ;

To amend chapter 49 of the General Statutes, in relation to inspection and sale of lime and lime-casks ; and

Relating to compensation for tide-water displaced ;

Were severally read, and ordered to a third reading.

Bills:

Relative to the payment of witnesses in criminal proceedings before police, district, and municipal courts ;

Relating to trustees and trust estates ;

Authorizing cities and towns to pass ordinances and by-laws for the protection of travellers on streets and public ways ; and

To amend an act relating to the rights of husbands and wives, and for the protection of minor children (amended on motion of Mr. C. H. Hill of Boston) ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The report of committee on Claims, leave to withdraw, on petition of John A. Hawes and others, that Samuel C. Kenney may again receive State aid, and petitions in aid of the same, was re-committed to the committee, on motion of Mr. Morton of Fairhaven.

The Bill concerning the manufacture and sale of intoxicating liquors was read a second time, and considered. Amendments were moved by Messrs. Mellen of Worcester, and Wade of Newton, but were subsequently withdrawn. A brief debate was had, after which the previous question was ordered, on motion of Mr. Jennings of Fall River. On the request of Mr. Baker of Beverly, the yeas and nays were ordered on the main question ; and, the roll being called, the bill was refused a third reading, by a vote of 98 yeas to 118 nays, as follows :—

#### YEAS.

Messrs. Ames, James H.  
Andrews, Israel W.  
Anthony, Job K.

Messrs. Baker, John I.  
Barnes, Charles E.  
Barnes, Sidney.

## JOURNAL OF THE HOUSE.

|                            |                         |
|----------------------------|-------------------------|
| Messrs. Barrett, George V. | Messrs. Marlor, John.   |
| Bartlett, James E. T.      | Marsh, Edwin W.         |
| Beal, Melvin.              | Marshall, George S.     |
| Belcher, George C.         | McPherson, Eben. M.     |
| Brooks, William A.         | Merriam, Artemus.       |
| Bush, Charles W.           | Merritt, Amos W.        |
| Carll, Francis.            | Morton, Elb'ge G., jun. |
| Chamberlain, Alvin B.      | Nickerson, Richard E.   |
| Clough, Benjamin.          | Noyes, Chauncey O.      |
| Colburn, George F.         | Oakman, William C.      |
| Cook, William H.           | Parmenter, J. Sumner.   |
| Cowdrey, George A.         | Peirce, James P.        |
| Curtis, Jason L.           | Perry, Josiah.          |
| Curtis, Orson B.           | Pike, James D.          |
| Davis, Charles A.          | Potter, Timothy D.      |
| Doane, Abiathar.           | Powers, Henry W.        |
| Doane, Freeman.            | Price, George.          |
| Eager, Edward R.           | Rand, Oliver J.         |
| Ellis, W. Irving.          | Ranlett, Charles E.     |
| Everett, Noble W.          | Rice, George W.         |
| Field, Lucius.             | Richards, James H.      |
| Field, Ralph A.            | Richardson, Jesper.     |
| Fish, Isaiah.              | Sanford, Baalis, jun.   |
| French, Gardner.           | Sargent, Edmund P.      |
| Gardner, Nelson.           | Sargent, Lucius M.      |
| Greene, Thomas R.          | Shortle, Henry.         |
| Hart, John W.              | Smyth, William A. S.    |
| Haskell, Edward H.         | Soule, Rufus A.         |
| Hathaway, Rawson.          | Stackpole, Stephen A.   |
| Hawks, Alanson K.          | Studley, Ezékiel R.     |
| Hayden, George F.          | Tilton, John W.         |
| Hildreth, James, 2d.       | Turner, John.           |
| Howe, Asa F.               | Underwood, Horace.      |
| Howe, William.             | Wales, Abijah T.        |
| Howes, Thomas P.           | Walton, Solon.          |
| Hutchinson, Eben.          | Warren, Alonzo.         |
| Jennings, Andrew J.        | White, Newton.          |
| Kimball, Ensign.           | Whitmore, Charles S.    |
| Lewis, John A.             | Wiggin, William H.      |
| Lovell, Andrew.            | Wilder, Henry H.        |
| Lovell, Benjamin S.        | Wilder, "Sydney.        |
| Lovell, John D.            | Wonson, Charles H.      |
| Lowther, George W.         | Wyman, Oliver B.        |
| Macomber, William P.       |                         |

## NAYS.

|                             |                                |
|-----------------------------|--------------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Bartholomew, Elisha P. |
| Allen, Charles H.           | Beach, Theodore D.             |
| Bancroft, Alonzo.           | Billings, Joseph.              |

Messrs. Bird, Francis W.  
 Blanchard, William.  
 Bliss, William B.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, Luther J.  
 Burnett, Martin W.  
 Byram, Charles R.  
 Carberry, William H.  
 Carroll, Lewis.  
 Case, Charles A.  
 Chapin, Nahum.  
 Chase, Charles H.  
 Clark, Leonard.  
 Cobb, Philander.  
 Cornell, John.  
 Cornish, Israel C.  
 Cummings, John W.  
 Cunningham, Thomas.  
 Curtice, John W.  
 Cushing, Levi L., jun.  
 Daly, Anthony C.  
 Davis, Robert L.  
 Desmond, Cornelius.  
 Doherty, Daniel.  
 Dunham, Jarvis N.  
 Emery, Levi.  
 Emory, James W.  
 Flood, John T.  
 Galligan, John H.  
 Gilbert, Edwin.  
 Gilman, Freeman L.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hardy, Noah L.  
 Hastings, Thomas J.  
 Hathaway, Thomas B.  
 Hawkes, Nathan M.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Hooper, John H.  
 Hyde, Henry D.  
 Ingalls, Charles H.  
 Jackson, John.  
 Jager, Charles V.  
 Jenkins, Edward J.  
 Johnson, Henry A.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.

Messrs. Keyes, Patrick.  
 Leighton, Edwin F.  
 Lincoln, George C.  
 Locke, James L.  
 Mahon, John.  
 Mahony, James T.  
 Manning, William.  
 Marden, Frederic A.  
 McGibbons, Samuel S.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Moore, Phillips.  
 Moors, Albert.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Newton, John F.  
 Noble, Joseph G.  
 Norton, Eugene L.  
 Noyes, Charles J.  
 Nugent, James H.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Otis, John L.  
 Partridge, David A.  
 Peck, William G.  
 Phillips, Benjamin A.  
 Pillsbury, Albert E.  
 Pynchon, William.  
 Putnam, Henry W.  
 Randall, David.  
 Read, William A.  
 Reed, William, jun.  
 Rinn, Michael.  
 Robinson, William.  
 Russell, Solomon N.  
 Shea, John B.  
 Smith, Matthew.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Sprague, Leander.  
 Stiles, Henry S.  
 Stone, Eben F.  
 Stuart, William J.  
 Swift, Van Rensselaer.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Tucker, Payson E.  
 Wade, Levi C.  
 Wadsworth, Alexander.

|                           |                          |
|---------------------------|--------------------------|
| Messrs. Washburn, John D. | Messrs. Wilcox, Henry M. |
| Webster, Abel.            | Wilson, George A.        |
| Webster, Edwin R.         | Winn, John.              |
| Wentworth, Samuel H.      | Wiswell, Joseph.         |
| Whitehead, Joseph.        | Wood, Solon.             |
| Whitehouse, Sydney F.     | Wright, John H.          |

Yeas, 93 ; nays, 118.

At 4.15 the House adjourned.

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WEDNESDAY, March 13, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Dogs.

By Mr. Cobb of Kingston, petition of H. K. Wight and others, for legislation relative to diminishing the number of dogs. Referred to the committee on Agriculture.

Nantucket and  
Vineyard  
Sound.

By Mr. Lovell of Barnstable, remonstrance of Carlton B. Nickerson and others, against any change in the law regulating the taking of fish in either Nantucket or Vineyard Sound. Referred to the committee on the Fisheries.

Soldiers' Home.

By Mr. Keyes of Lowell, petition of Albert Pinder and 71 others, for an appropriation to establish a Soldiers' Home. Referred to the committee on Military Affairs.

Edgartown.

By Mr. Clough of Tisbury, petition of Thomas Smith and another, for a division of the town of Edgartown. Referred to the committee on Towns.

Severally sent up for concurrence.

Lee Fire Dis-  
trict.

By Mr. Barnes of Becket, remonstrances of Prentiss C. Baird and others, and of S. S. Rogers and others, severally against the proposed change in the limits of the Lee Fire District.

Severally referred to the committee on the Judiciary.

*Taken from the Files.*

Fusilier Veteran  
Association.

On motion of Mr. Nugent of Boston, the petition of Albert E. Procter and others, for an act of incorporation as the Fusilier Veteran Association, was taken from the files of last year, and referred to the committee on Military Affairs.

Sent up for concurrence.

*Order.*

The following order, offered by Mr. Gargan of Boston, was referred to the next General Court, the House having refused to suspend the 20th joint Rule:—

Provident Institution for Savings.

*Ordered*, That the committee on Banks and Banking consider what legislation, if any, is necessary to compel the Provident Institution for Savings, in the town of Boston, to comply with the provisions of section 13, chapter 203, of the Acts of the year 1876.

*Papers from the Senate.*

The order relative to amending joint Rule No. 23, concerning the printing of documents other than for the use of the legislature, adopted by the House Jan. 29, 1878, and sent to the Senate for concurrence, came down concurred.

Joint Rule No. 23.

The report of the committee on Education, reference to next General Court, on petitions of Henry R. Smith and others for a law authorizing the appointment of state supervisors of education, and of J. F. Blackinton and others for a law providing for the appointment of county superintendents of public schools, and petitions in aid of the same, also that part of the Report of the Secretary of the Board of Education which relates to the same subject, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

State and county supervision of education.

A Resolve in favor of John P. Sawin, reported on a petition, and passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

J. P. Sawin.

A Bill to amend an act relating to public warehouses, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Public warehouses.

*Bills Enacted.**Engrossed bills:*

Bills enacted.

In further addition to an act making appropriations for the maintenance of the government during the present year;

Relating to the removal of the inmates of the State Prison from Boston to Concord;

To authorize the city of Newton to lay and maintain a main drain in the town of Watertown;

To extend the time during which the city of Worcester is authorized to lay out a public park, and to establish and maintain a reservoir;

In relation to signs at railroad-crossings; and

To amend section 2 of chapter 135 of the General Statutes, relating to the recovery of dower;

(Which severally originated in the House of Representatives);

To amend chapter 49 of the General Statutes, in relation to the inspection and survey of lumber, ornamental wood, and ship-timber; and

To authorize the collection of the price of ornamental wood, timber, and lumber sold by unsealed measure, or measured by an unsworn measurer;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

### *Reports of Committees.*

County commissioners.

By Mr. Wade of Newton, from the committee on the Judiciary, inexpedient to legislate, on an order relative to limiting the powers of county commissioners in certain cases.

Reserve of fire-insurance companies.

By Mr. Doane of Orleans, from the committee on Insurance, inexpedient to legislate, on an order relative to authorizing mutual fire-insurance companies to accumulate a reserve by issuing scrip in lieu of cash dividends.

Foreign insurance companies.

By Mr. Smyth of Worcester, from the same committee, inexpedient to legislate, on an order relative to obliging foreign insurance companies doing business in this Commonwealth to file a bond to pay judgments found against them in the courts of Massachusetts.

Manufacturing corporations.

By Mr. Jenkins of Boston, from the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to amending section 2 of chapter 224 of the Acts of 1870, relating to manufacturing corporations.

Boston and Poughkeepsie Railroad.

By Mr. Osgood of Salem, from the committee on Railroads, leave to withdraw, on petition of the Directors of the Boston and Poughkeepsie Railroad Company, for a loan of the credit of the State to aid in the construction of said road, and petitions in aid of the same. [See House Doc. No. 138.]

Severally read, and placed in the orders of the day for to-morrow.

Associations.

By Mr. Walton of Wakefield, from the committee on Insurance, that the Bill (on leave) to further amend an act concerning associations for religious, charitable, educational, and other purposes, ought not to pass. Placed

in the orders of the day for to-morrow, the question being on its rejection.

By Mr. Hyde of Boston, from the committee on Probate and Chancery, that the Senate Bill to authorize the appointment of an additional master in chancery for the county of Essex ought to pass with certain amendments.

Essex County  
Master in Chan-  
cery.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill to authorize the trustees of the General Assembly of the United Presbyterian Church of North America to hold real estate in Massachusetts ought to pass.

United Presby-  
terian Church.

By Mr. Pillsbury of Boston, from the same committee, that the Senate Bill to authorize the town of Marblehead to raise and appropriate money for a portrait of Benjamin Abbot, and for other purposes, ought to pass.

Marblehead.

By Mr. Allen of Boston, from the committee on Finance, that the Resolve in favor of the town of Swampscott ought to pass.

Swampscott.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Dunham of Pittsfield, from the committee on Insurance, on the Report of the Insurance Commissioners, in part, a Bill relating to the advertisements of insurance companies.

Advertisements  
of insurance  
companies.

By Mr. Walsh of Boston, from the committee on the Judiciary, on a petition, a Bill to confirm certain acts done by Lyman A. Ely as a justice of the peace.

L. A. Ely.

By Mr. Jennings of Fall River, from the same committee, on a petition, a Bill relative to funding the floating debt of the city of Fall River.

Fall River debt.

Severally read, and ordered to a second reading.

### *Taken from the Table.*

On motion of Mr. Osgood of Salem, the Bill to enable stockholders in railroad corporations to subscribe for additional stock upon an increase thereof was taken from the table, and placed first in the orders of the day for to-morrow.

Subscription to  
railroad stock.

Mr. Rand of Cambridge gave notice, that when the report of the committee on the Liquor Law, inexpedient to legislate on an order relative to the manufacture and sale of intoxicating liquors, now on the table, should be taken up, he should move to substitute a Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act

Liquor Law.



to regulate the sale of intoxicating liquors ; ” and he asked that the same might be printed. It was so ordered.

*Orders of the Day.*

Orders of the day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to enabling a notary-public to take depositions within this Commonwealth, was accepted.

The report of the committee on Agriculture, inexpedient to legislate, on an order relative to withholding State bounty from agricultural societies which bestow premiums on trials of the speed of horses, was accepted in concurrence.

*Reports :*

Of the committee on Street Railways, leave to withdraw, on the petition of William E. Dunham, for a renewal of the charter of the Fall River Street Railway Company ;

Of the committee on Railroads, inexpedient to legislate, on an order relative to the election of State directors of the New-York and New-England Railroad ; and

Of the committee on Claims, leave to withdraw, on petition of F. S. Rice and others, that the town of Florida may be re-imbursed for the support of paupers made residents of said town by being employed on the Hoosac Tunnel ;

Were severally accepted, and sent up for concurrence.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to innocent misstatements in applications for insurance, was considered. Mr. Tucker of Boston moved to amend the report by substituting a “ Bill in relation to applications for policies of fire and life insurance.” The bill was read ; and, pending the motion to substitute it for the report, the further consideration of the report was postponed until to-morrow, on motion of Mr. Wade of Newton.

The Bill (on leave) concerning free passes over railroads ; and

The Resolve providing for an amendment to the Constitution, prohibiting State aid to railroad corporations ;

Were severally rejected, as recommended by the committee on Railroads.

*Bills :*

Concerning the records of locations of railroads ;

For the better protection of depositors in savings banks ;  
and

Concerning shell-fish on the shores and flats of Thompson's Island (amended as recommended by the committee on the Fisheries) ;

Were severally read, and ordered to a third reading.

The Bill to amend chapter 166 of the General Statutes, relating to offences against the public health, was read a third time, passed to be engrossed, and sent up for concurrence.

Bills :

To amend chapter 49 of the General Statutes, in relation to inspection and sale of lime and lime-casks ; and

Relating to compensation for tide-water displaced ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill concerning vagrants was read a third time, and, pending the question on its engrossment, was laid on the table, on motion of Mr. Jennings of Fall River.

The Bill relating to the attachment of personal property was read a third time, and amended on motion of Mr. Knowlton of Springfield. Pending further motions to amend, made by Messrs. Kelley of Cambridge and Tucker of Boston, the further consideration of the bill was postponed until to-morrow, on motion of Mr. Wentworth of Boston, and was ordered to be printed as amended, and with the proposed amendments.

The Bill to incorporate the town of North Adams was read a third time, amended on motions of Messrs. Ingalls of Adams, Read of Lowell, and Studley of Rockland, and, as amended, was passed to be engrossed, and sent up for concurrence.

At 4.30 adjourned.

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THURSDAY, March 14, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Haskell of Gloucester, petition of William A.

**Soldiers' Home.** Penn and 246 others, for an appropriation to establish a Soldiers' Home. Referred to the committee on Military Affairs, and sent up for concurrence.

*Papers from the Senate.*

Reports of the committee on Claims, leave to withdraw:  
**P. McCarthy.** On petition of Patrick McCarthy for State aid; and  
**M. Curran.** On petition of Mary Curran for State aid;  
 Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

**Replevin bonds.** The Senate Bill relating to replevin bonds, passed to be engrossed in concurrence by the House, with certain amendments, and sent to the Senate for concurrence in said amendments, came down, with the indorsement thereon that the Senate non-concurred in the amendment at A, and concurred in the amendment at B. On motion of Mr. Knowlton of Springfield, the bill was referred to the committee on the Judiciary.

**Tremont Temple.** Notice was received from the Senate, that the House Bill to amend an act incorporating the Evangelical Baptist Benevolent and Missionary Society had failed to pass in that branch.

*Bill Enacted.*

**Bill enacted.** An engrossed Bill to authorize the city of Newton to establish grades for drainage and sewerage in said city (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

**Somerville burial-ground.** By Mr. Colburn of Leominster, from the committee on Towns, leave to withdraw, on petition of the city of Somerville, for authority to appropriate, and use for burial-purposes, a certain parcel of land in the town of Waltham.

**Springfield and West Springfield.** By Mr. Nickerson of Somerville, from the same committee, reference to next General Court, on petition of E. H. Lathrop and others, for the annexation of the southerly portion of the town of West Springfield to the city of Springfield, and a petition in aid of the same.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, asking to be discharged from the further consideration of the

Order relative to the publication and distribution of the laws; and the Publication of laws.

Order relative to the publication and sale of the Supplements to the General Statutes; Supplements to General Statutes.

And recommending their reference severally to the committee on Printing;

Severally accepted under suspension of the rule, and sent up for concurrence in the reference.

By Mr. Pillsbury of Boston, from the same committee, that the Resolve (on leave) to authorize the purchase and distribution of a new edition of Crocker's Notes on the General Statutes of Massachusetts ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection. Crocker's Notes.

By Mr. Allen of Boston, from the committee on Finance, that the Bill to provide for the appointment of a clerk in the probate office of the county of Suffolk ought to pass. Suffolk County Probate Court.

By Mr. Daly of Boston, from the committee on Probate and Chancery, that the Bill (on leave) to provide additional terms of the Probate Court at Fitchburg, in the county of Worcester, ought to pass. Probate Court at Fitchburg.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Noyes of Boston, from the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, that the Resolve (on leave) providing for an amendment to the constitution, forbidding the alienation of the title of the Commonwealth to the Hoosac Tunnel, ought to pass in a new draft with the following title: "Resolve providing for an amendment to the constitution, to prohibit the alienation of the title of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel." Read, and ordered to a second reading. Hoosac Tunnel.

*Discharged from the Orders.*

The report of the committee on Railroads, leave to withdraw, on petition of the directors of the Boston and Poughkeepsie Railroad Company, for a loan of the credit of the State to aid in the construction of said road, and petitions in aid of the same, was, on motion of Mr. King of Boston, discharged from the orders of the day. The same gentleman moved to amend by substituting a bill entitled "A Bill to aid the construction of the Boston and Poughkeepsie Railroad," which was ordered to be printed. Boston and Poughkeepsie Railroad.

On further motion of the same gentleman, the report, pending the motion to amend, was laid on the table.

*Orders of the Day.*

Orders of the day.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to innocent misstatements in applications for insurance, was, on motion of Mr. Washburn of Worcester, postponed for further consideration until next Tuesday.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to limiting the powers of county commissioners in certain cases, was accepted.

The report of the committee on Education, reference to next General Court, on petitions of Henry R. Smith and several others, relative to supervision of education, was accepted in concurrence.

Reports of the committee on Insurance, inexpedient to legislate :

On an order relative to authorizing mutual fire-insurance companies to accumulate a reserve by issuing scrip in lieu of cash dividends ; and

On an order relative to obliging foreign insurance companies doing business in this Commonwealth to file a bond to pay judgments found against them in the courts of Massachusetts ; and

Of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to amending section 2 of chapter 224 of the Acts of 1870, relating to manufacturing corporations ;

Were severally accepted, and sent up for concurrence.

The Bill (on leave) to further amend an act concerning associations for religious, charitable, educational, and other purposes, was rejected, as recommended by the committee on Insurance.

**Bills :**

To authorize the appointment of an additional master in chancery for the county of Essex (amended as recommended by the committee on Probate and Chancery) ;

To authorize the town of Marblehead to raise and appropriate money for a portrait of Benjamin Abbot, and for other purposes ;

To authorize the trustees of the General Assembly of the United Presbyterian Church of North America to hold real estate in Massachusetts ;

Relating to the advertisements of insurance companies;  
To confirm certain acts done by Lyman A. Ely as a justice of the peace; and

Relative to funding the floating debt of the city of Fall River; and a

Resolve in favor of the town of Swampscott;

Were severally read, and ordered to a third reading.

The Bill to enable stockholders in railroad corporations to subscribe for additional stock upon an increase thereof, was further considered, and, after an extended debate, was ordered to a third reading, by a vote of 95 to 67.

The Bill relating to the attachment of personal property was further considered. The pending amendments, moved by Messrs. Kelley of Cambridge and Tucker of Boston, were rejected. The bill was further amended, on motion of Mr. Knowlton of Springfield, and as amended was passed to be engrossed, and sent up for concurrence.

The Bill concerning the records of locations of railroads was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill concerning shell-fish on the shores and flats of Thompson's Island was read a third time, and passed to be engrossed in concurrence, and was sent up for concurrence in the House amendments.

The Bill for the better protection of depositors in savings banks was read a third time, amended, on motion of Mr. Thomas of Brookline, passed to be engrossed, and, under suspension of Rule No. 15, was sent at once to the Senate for concurrence.

At 5.45 adjourned.

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FRIDAY, March 15, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Lovell of Barnstable, petitions of J. H. Alley and 68 others; Jacob Pocknett and others, — severally for legislation relative to the use of weirs, seines, and nets in the waters of Vineyard Sound.

Vineyard  
Sound.

Severally referred to the committee on the Fisheries.

Commutation-  
tickets.

By Mr. Turner of Boston, petition of Cobb Brothers and Company and others; and, by Mr. Wentworth of Boston, petition of Charles Hutchins and others, — severally in aid of an order relative to commutation-tickets on street railways running into the city of Boston.

Severally referred to the committee on Street Railways.  
Severally sent up for concurrence.

Protection of  
children.

By Mr. Osgood of Salem, petition of Abbott Lawrence and 15 others, directors of the Massachusetts Children's Protective Society, in aid of the order relative to the protection of children from cruelty and abuse. Referred to the committee on the Judiciary.

Women and  
children in man-  
ufacturing es-  
tablishments.

By Mr. Mellen of Worcester, petitions of the Lawrence English-speaking section of the Socialistic Labor Party; of the Lawrence German-speaking section of the Socialistic Labor Party, — severally for the better protection of women and children in manufacturing establishments.

Severally placed on file.

*Papers from the Senate.*

Boston and Al-  
bany Railroad  
— flats.

The petition of the Land Commissioners respecting the contract between the Commonwealth and the Boston and Albany Railroad Company, relative to the flats at South Boston, was referred, in concurrence, to the committee on Public Lands.

Reports:

Surgeon-gen-  
eral.

Of the committee on Military Affairs, inexpedient to legislate, on an order relative to the abolition of the office of surgeon-general; and

North Parish,  
Haverhill.

Of the committee on Parishes and Religious Societies, leave to withdraw, on the petition of Gyles Merrill and others, relative to the management of the Ministerial Fund of the North Parish in Haverhill;

Severally accepted by the Senate, were read, and placed in the orders of the day for Monday.

Bills:

Land damage  
and lien cases.

Relating to tender and offer of judgment in land damage and lien cases; and

Butchers'  
Slaughtering  
and Melting  
Association.

To authorize the Butchers' Slaughtering and Melting Association to increase its capital stock;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

Wayland.

The Bill to supply the town of Wayland with pure

water, passed to be engrossed in concurrence by the Senate with an amendment, came down for concurrence in the amendment. The House concurred.

*Discharged from the Orders.*

On motion of Mr. Noyes of Boston, the Resolve providing for an amendment to the Constitution, to prohibit the alienation of the title of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel, was discharged from the orders of the day. On further motion of the same gentleman its further consideration was postponed until next Tuesday, and specially assigned for three o'clock on that day. Hoosac Tunnel.

*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, leave to withdraw, on petition of Charles Cowley and others, for legislation to punish fraud and collusion in cases of divorce. Divorce.

By Mr. Spaulding of Northampton, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to repealing chapter 165 of the Acts of the year 1876, relating to the removal of wills from the Probate Courts in certain cases. Wills.

By Mr. Hyde of Boston, from the committee on Taxation, inexpedient to legislate, on an order relative to taxation of property of incorporated agricultural societies. Agricultural societies.

By Mr. Mellen of Worcester, from the committee on Labor, reference to next General Court, on Bill (on leave) for the better protection of women and children employed in manufacturing establishments, and petitions in aid of the same. Women and children.

Severally read, and placed in the orders of the day for Monday.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill relating to the payment of certain damages, liabilities, costs, and expenses by the town of Lexington, ought to pass. Placed in the orders of the day for Monday for a second reading. Lexington.

By Mr. Hyde of Boston, from the committee on Taxation, on an order, a Bill to amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation. Exemption from taxation.



Railroad police. By Mr. Osgood of Salem, from the committee on Railroads, on an order, a Bill in relation to railroad police.

New-York and New-England Railroad. By Mr. Norton of Boston, from the committee on Harbors, that the Bill (re-committed) to authorize the New-York and New-England Railroad Company to take land in Boston for the purpose of increasing its terminal facilities ought to pass in a new draft with the following title: "Bill concerning the New-York and New-England Railroad Company."

Oleo-margarine. By Mr. Johnson of Boston, from the committee on Mercantile Affairs, on a petition of E. Mitchell and others, for legislation to regulate the sale of oleo-margarine, a Bill to prevent deception in sales of butter.

Boston public library. By Mr. Brackett of Boston, from the committee on Education, on a petition, a Bill to incorporate the trustees of the public library of the city of Boston.

Oyster-fisheries. By Mr. Andrews of Danvers, from the committee on the Fisheries, on a petition, a Bill for the better protection of oyster-fisheries in this Commonwealth.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the day.

Reports of the committee on Towns:

Leave to withdraw, on petition of the city of Somerville for authority to appropriate, and use for burial-purposes, a certain parcel of land in the town of Waltham; and

Reference to next General Court, on petition of E. H. Lathrop and others, for the annexation of the southerly portion of the town of West Springfield to the city of Springfield, and a petition in aid of the same;

Were severally accepted, and sent up for concurrence.

Reports of the committee on Claims, leave to withdraw:

On petition of Patrick McCarthy for State aid; and

On petition of Mary Curran for State aid;

Were severally accepted in concurrence.

The Resolve to authorize the purchase and distribution of a new edition of Crocker's Notes on the General Statutes of Massachusetts was rejected, as recommended by the committee on the Judiciary.

Bills:

To provide additional terms of the Probate Court at Fitchburg, in the county of Worcester; and

To provide for the appointment of a clerk in the probate office of the county of Suffolk ;

Were severally read, and ordered to a third reading.

The Senate Bill to enable stockholders in railroad corporations to suscribe for additional stock upon an increase thereof was read a third time. On request of Mr. Hastings of Worcester, the yeas and nays were ordered on the main question, and the bill was passed to be engrossed in concurrence, by a vote of 135 yeas to 70 nays, as follows :—

## YEAS.

| Messrs.                |  | Messrs.              |  |
|------------------------|--|----------------------|--|
| Aldrich, Charles P.    |  | Eager, Edward R.     |  |
| Ames, James H.         |  | Emery, Levi.         |  |
| Baker, John I.         |  | Emory, James W.      |  |
| Barnes, Charles E.     |  | Field, Lucius.       |  |
| Barnes, Sidney.        |  | Fish, Isaiah.        |  |
| Barrett, George V.     |  | Gardner, Nelson.     |  |
| Bartlett, James E. T.  |  | Gargan, Francis.     |  |
| Beal, Melvin.          |  | Gilbert, Edwin.      |  |
| Belcher, George C.     |  | Hathaway, Thomas B.  |  |
| Blanchard, William.    |  | Hawks, Alanson K.    |  |
| Bliss, William B.      |  | Hawkes, Nathan M.    |  |
| Brackett, John Q. A.   |  | Hayden, George F.    |  |
| Brown, Luther J.       |  | Hildreth, James, 2d. |  |
| Burnett, Martin W.     |  | Howe, Asa F.         |  |
| Bush, Charles W.       |  | Howe, Simon H.       |  |
| Byram, Charles R.      |  | Howe, William.       |  |
| Carberry, William H.   |  | Hutchinson, Eben.    |  |
| Case, Charles A.       |  | Ingalls, Charles H.  |  |
| Chapin, Nahum.         |  | Jager, Charles V.    |  |
| Clough, Benjamin.      |  | Jenkins, Edward J.   |  |
| Cobb, Philander.       |  | Jennings, Andrew J.  |  |
| Colburn, George F.     |  | Kelley, Joseph J.    |  |
| Cooke, Hiram N.        |  | Keyes, Patrick.      |  |
| Cornish, Israel C.     |  | King, William S.     |  |
| Cowdrey, George A.     |  | Leary, Frank D.      |  |
| Cunningham, Thomas.    |  | Leighton, Edwin F.   |  |
| Curtice, John W.       |  | Lewis, John A.       |  |
| Curtis, Jason L.       |  | Locke, James L.      |  |
| Curtis, Orson B.       |  | Lovell, Andrew.      |  |
| Cushing, Levi L., jun. |  | Lovell, Benjamin S.  |  |
| Davis, Charles A.      |  | Lovell, John D.      |  |
| Davis, Robert L.       |  | Lowther, George W.   |  |
| Desmond, Cornelius.    |  | Mahon, John.         |  |
| Doane, Abiathar.       |  | Marden, Frederic A.  |  |
| Doane, Freeman.        |  | Marsh, Edwin W.      |  |
| Doherty, Daniel.       |  | Marshall, George S.  |  |
| Dunham, Jarvis N.      |  | McGibbons, Samuel S. |  |

|                                    |                                 |
|------------------------------------|---------------------------------|
| <b>Messrs. McPherson, Eben. M.</b> | <b>Messrs. Read, William A.</b> |
| Mellen, James H.                   | Reed, William.                  |
| Merriam, Artemus.                  | Rice, George W.                 |
| Moore, Phillips.                   | Robinson, William.              |
| Moors, Albert.                     | Sanford, Baalis, jun.           |
| Morton, Elbridge G., jun.          | Sargent, Lucius M.              |
| Moseley, Frederick P.              | Smyth, William A. S.            |
| Murphy, Patrick F.                 | Soule, Rufus A.                 |
| Newton, John F.                    | Sprague, Leander.               |
| Noble, Joseph G.                   | Stuart, William J.              |
| Norton, Eugene L.                  | Studley, Ezekiel R.             |
| Noyes, Charles J.                  | Swift, Van Rennselaer.          |
| Nugent, James H.                   | Thompson, Leon'd, jun.          |
| Oakman, William C.                 | Tucker, Payson E.               |
| O'Neil, Joseph H.                  | Turner, John.                   |
| Osgood, Charles S.                 | Underwood, Horace.              |
| Otis, John L.                      | Wade, Levi C.                   |
| Packard, Henry B.                  | Wales, Abijah T.                |
| Paddock, Henry.                    | Walsh, James L.                 |
| Paige, Lucius R.                   | Washburn, John D.               |
| Parmenter, J. Sumner.              | Webster, Edwin R.               |
| Partridge, David A.                | Wentworth, Samuel H.            |
| Peck, William G.                   | White, Daniel N.                |
| Peirce, James P.                   | Whitehouse, Sydney F.           |
| Phillips, Benjamin A.              | Wiggin, William H.              |
| Potter, Timothy D.                 | Wilcox, Henry M.                |
| Powers, Henry W.                   | Wilder, Henry H.                |
| Prescott, Charles J.               | Wilson, George A.               |
| Price, George.                     | Wiswell, Joseph.                |
| Rand, Oliver J.                    | Wyman, Oliver B.                |
| Randall, David.                    |                                 |

## NAYS.

|                                  |                                  |
|----------------------------------|----------------------------------|
| <b>Messrs. Allen, Charles H.</b> | <b>Messrs. Cummings, John W.</b> |
| Andrews, Israel W.               | Ellis, W. Irving.                |
| Bancroft, Alonzo.                | Fairbank, John B.                |
| Bartholomew, Elisha P.           | Flood, John T.                   |
| Beach, Theodore D.               | French, Gardner.                 |
| Billings, Joseph.                | Galligan, John H.                |
| Bird, Francis W.                 | Glines, Jacob T.                 |
| Bolles, Matthew.                 | Hardy, Noah L.                   |
| Brigham, George O.               | Haskell, Edward H.               |
| Brooks, William A.               | Hastings, Thomas J.              |
| Carll, Francis.                  | Hathaway, Rawson.                |
| Carroll, Lewis.                  | Hill, Clement H.                 |
| Coffin, Hiram B.                 | Hill, Hamilton A.                |
| Coffin, Samuel.                  | Hooper, John H.                  |
| Cook, William H.                 | Jackson, John.                   |
| Cornell, John.                   | Jones, Augustine.                |

|                                 |                                   |
|---------------------------------|-----------------------------------|
| <b>Messrs. Kimball, Ensign.</b> | <b>Messrs. Sargent, Edmund P.</b> |
| <b>Knowlton, Marcus P.</b>      | <b>Shea, John B.</b>              |
| <b>Lincoln, George C.</b>       | <b>Shortle, Henry.</b>            |
| <b>Macomber, Pardon.</b>        | <b>Stackpole, Stephen A.</b>      |
| <b>Manning, William.</b>        | <b>Stone, Eben F.</b>             |
| <b>Marlor, John.</b>            | <b>Taft, Zadok A.</b>             |
| <b>McGlynn, Patrick M.</b>      | <b>Thomas, Edward I.</b>          |
| <b>Merritt, Amos W.</b>         | <b>Thurston, Charles F.</b>       |
| <b>Nickerson, Richard E.</b>    | <b>Tilton, John W.</b>            |
| <b>Noyes, Chauncey O.</b>       | <b>Wadsworth, Alexander.</b>      |
| <b>Paige, Calvin D.</b>         | <b>Walton, Solon.</b>             |
| <b>Pike, James D.</b>           | <b>Warren, Alonzo.</b>            |
| <b>Pillsbury, Albert E.</b>     | <b>White, Newton.</b>             |
| <b>Ranlett, Charles E.</b>      | <b>Whitehead, Joseph.</b>         |
| <b>Reed, William, jun.</b>      | <b>Whitmore, Charles S.</b>       |
| <b>Richards, James H.</b>       | <b>Wilder, Sydney.</b>            |
| <b>Richardson, Jesper.</b>      | <b>Winn, John.</b>                |
| <b>Ricker, John W.</b>          | <b>Wonson, Charles H.</b>         |
| <b>Rinn, Michael.</b>           | <b>Wood, Solon.</b>               |

Yeas, 135 ; nays, 70.

**Bills:**

To authorize the town of Marblehead to raise and appropriate money for a portrait of Benjamin Abbot, and for other purposes (its title having been amended, on motion of Mr. Pillsbury of Boston, by striking out the words "other purposes," and inserting instead the words "commemorative tablets in Abbot Hall");

To authorize the trustees of the General Assembly of the United Presbyterian Church of North America to hold real estate in Massachusetts; and

To authorize the appointment of an additional master in chancery for the county of Essex;

Were severally read a third time, and passed to be engrossed in concurrence, the bills first and last named being sent up for concurrence in amendments adopted by the House.

**Bills:**

Relating to the advertisements of insurance companies;

To confirm certain acts done by Lyman A. Ely as a justice of the peace; and

Relative to funding the floating debt of the city of Fall River; and a

Resolve in favor of the town of Swampscott;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 2.45 adjourned.

MONDAY, March 18, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Senate.*

State Reform  
School.

A message was received from the Senate, asking the return of the Bill (introduced on leave in that body) in addition to an act making appropriations for the expenses of the State Almshouse, the State Workhouse, the State Prisons, the State Primary School, the State Reform School for Boys, the State Industrial School for Girls, and for other purposes, which bill was ruled out by the Chair Feb. 25, as a money bill. Mr. King of Boston moved that the clerk be directed to return the bill to the Senate, as requested; which motion was carried. Subsequently, on motion of Mr. Stone of Newburyport, this vote was reconsidered; and pending the recurring question, on the motion of Mr. King the message from the Senate was referred to the committee on the Judiciary, on the further motion of Mr. Stone.

*Petitions Presented.*

Soldiers' Home.

By Mr. Davis of Watertown, petition of George F. Robinson and 71 others; by Mr. Wiswell of Boston, petition of H. P. Oakman and 97 others; by Mr. Clark of Springfield, petition of James O. Smith and 214 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the Committee on Military Affairs.

Old South.

By Mr. King of Boston, petition of Charles K. Dillaway and 22 others; by Mr. Tucker of Boston, petition of J. Ingersoll Bowditch and 21 others, — severally in aid of the preservation of the Old South Meeting-House.

Severally referred to the committee on Federal Relations.

Edgartown.

By Mr. Clough of Tisbury, petition of W. S. Mayhew and another, for a division of the town of Edgartown. Referred to the Committee on Towns.

Severally sent up for concurrence.

First District  
Court of North-  
ern Middlesex.

By Mr. Barrett of Ayer, remonstrances of the selectmen of Shirley and others, A. D. Fessenden and 72 others, S. P. Lawrence and 160 others, D. H. Hamilton and 53 others, Amos C. Green and 14 others, S. W. Smith and

114 others; by Mr. Reed of Westford, remonstrances of John B. Fletcher and 159 others, John W. Adams and 66 others, and of the selectmen of Groton and 82 others, —severally against abolishing the First District Court of Northern Middlesex.

Severally referred to the committee on the Judiciary.

By Mr. Carll of Lowell, petition of Mrs. C. B. Richmond and 83 others, that women who pay taxes may vote at town and municipal elections. Placed on file. Municipal woman suffrage.

*Order.*

On motion of Mr. Jones of Lynn, —

*Ordered*, That the committee on Public Charitable Institutions be allowed to report in print in the matter of the petition of Franklin W. Smith and others, for an act of incorporation as the Board of Aid to Land-Ownership. Board of Aid to Land-Ownership.

Sent up for concurrence.

*Papers from the Senate.*

The petition of the Merrimack Manufacturing Company and others, in aid of that of the Massachusetts Institute of Technology, was referred, in concurrence, to the committee on Education. Institute of Technology.

Reports accepted by the Senate:

Of the committee on Roads and Bridges, leave to withdraw, on the petition of the city of Lowell for the discontinuance of a free landing-place in said city; Lowell free landing.

Of the committee on the Fisheries, leave to withdraw:

On the petition of Larkin West and others relative to trawl-fishing in Massachusetts Bay; and Trawl-fishing.

On the petition of C. H. Walker and others, relative to seining in Barnstable Bay; Barnstable Bay.

Were severally read, and placed in the orders of the day for to-morrow.

A Bill to amend section 1 of chapter 59 of the Acts of the year 1867, concerning the protection of camp-meetings, reported on a bill on leave, and passed to be engrossed by the Senate, was read, and ordered to a second reading. Camp-meetings.

The Resolve relating to the printing of additional copies of the Report of the Commissioners on Taxation of the year 1875, passed to be engrossed in concurrence by the Senate with an amendment, came down for concurrence in said amendment. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendment. Commissioners on Taxation, 1875.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

For the better protection of depositors in savings banks ;  
 Relating to the venue of certain actions in police, district, and municipal courts ; and

Concerning the election of moderator in the town of Chatham ;

( Which severally originated in the House of Representatives ) ; and

To amend chapter 49 of the General Statutes, in relation to inspection and sale of lime and lime-casks ( which originated in the Senate ) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Motion to Reconsider.*

P. McCarthy.

Mr. Mahony of Boston moved to reconsider the vote whereby the House on Friday last accepted, in concurrence, the report of the committee on Claims, leave to withdraw, on petition of Patrick McCarthy for State aid. The motion was carried, and, on further motion of the same gentleman, the report was laid on the table.

*Taken from the Table.*

Fines in liquor cases.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of Edwin Foss and 177 others, for the enactment of a law giving the complainant a portion of the fines in liquor cases, was, on motion of Mr. Knowlton of Springfield, taken from the table, and was accepted and sent up for concurrence.

Windsor.

The report of the committee on Education, leave to withdraw, on the petition of the selectmen of Windsor, for an act to legalize the vote whereby said town re-established the school-district system, was, on motion of Mr. Hale of Cambridge, taken from the table, and, on further motion of the same gentleman, was postponed for further consideration until next Wednesday.

On motions of Mr. Knowlton of Springfield, reports of the committee on the Liquor Law :

Apothecaries.

Inexpedient to legislate, on an order relative to amending the license law concerning the licensing of apothecaries ; and

Intoxicating liquors.

Leave to withdraw, on the petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns, for the purpose of selling, without a license ; and the

Bill (on leave) to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors; Liquor Law.

Were severally taken from the table, and postponed for further consideration until next Wednesday, the question in the last case being on the rejection of the bill.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to the manufacture and sale of intoxicating liquors, was, on motion of Mr. Knowlton of Springfield, taken from the table. Mr. Rand of Cambridge withdrew the bill proposed by him as a substitute; and Mr. Jennings of Fall River moved as a substitute for the report a Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," which was ordered to be printed. On further motion of Mr. Knowlton of Springfield, the report was postponed for further consideration until next Wednesday. Ibid.

#### *Reports of Committees.*

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation providing that when an executor dies, declines, resigns, or is removed, the Probate Court may appoint the executor as provided in the will. Executors.

By Mr. Clark of Springfield, from the committee on Claims, leave to withdraw, on petition (re-committed) of John A. Hawes and others, that Samuel C. Kenney may again receive State aid, and petitions in aid of the same. S. C. Kenney.

By Mr. Andrews of Danvers, from the Committee on the Fisheries, leave to withdraw, on petition of Silas P. Pells and others, for an act to preserve and regulate the eel-fishery in the town of Mashpee. Mashpee — eel-fishery.

By Mr. Smyth of Worcester, from the committee on Insurance, leave to withdraw, on petition of Joshua Bragdon and others, for an act to authorize the town of Danvers to insure against loss or damage from fire within its limits. Danvers — town insurance.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to fire insurance by towns and cities. Town insurance.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, that the Senate Bill relating to payments for burial-purposes from the estates of deceased persons ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection. Payments for burial-purposes.



Company C,  
Eighth Regi-  
ment.

By Mr. Partridge of Medway, from the committee on Claims, on a petition, a Resolve in favor of Company C, Eighth Regiment Massachusetts Volunteer Militia. Read and referred, under the rule, to the committee on Finance.

Sewing-thread.

By Mr. Jenkins of Boston, from the committee on Mercantile Affairs, on an order, a Bill to amend chapter 120 of the Acts of the year 1869, entitled "An Act to prevent fraud in the sale of cotton sewing-thread."

Central District  
Court of  
Worcester.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on an order, a Bill relating to the Central District Court of Worcester.

Westport.

By Mr. Jennings of Fall River, from the same committee, on a petition, a Bill giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the town of Westport.

Commutation-  
tickets.

By Mr. Marsh of Quincy, from the committee on Street Railways, (Mr. Murphy of Boston dissenting), on an order relative to commutation-tickets on street railways, and petitions in aid of the same, a Bill concerning street railways in the city of Boston.

Municipal  
woman suffrage.

By Mr. Shortle of Provincetown, from the committee on Woman Suffrage, on petitions relative to woman suffrage at municipal elections, a Bill to secure to women the right to vote on municipal affairs in cities and towns, and to hold municipal offices. (Messrs. Bishop and Saunders of the Senate, and Messrs. C. H. Hill, Kelley, and McGlynn of the House, dissented from the report of the committee for reasons printed in Senate Doc. No. 122.)

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

#### Reports :

Of the committee on the Judiciary, leave to withdraw, on petition of Charles Cowley and others, for legislation to punish fraud and collusion in cases of divorce; and

Of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to repealing chapter 165 of the Acts of the year 1876, relating to the removal of wills from the Probate Courts in certain cases;

Were severally accepted.

#### Reports :

Of the committee on Military Affairs, inexpedient to legislate, on an order relative to the abolition of the office of surgeon-general; and

Of the committee on Parishes and Religious Societies, leave to withdraw, on the petition of Gyles Merrill and others, for legislation relative to the Ministerial Fund of the North Parish in Haverhill ;

Were severally accepted in concurrence.

Reports :

Of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of property of incorporated agricultural societies ; and

Of the committee on Labor, reference to next General Court, on Bill (on leave) for the better protection of women and children employed in manufacturing establishments ;

Were severally accepted, and sent up for concurrence.

Bills :

To amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation ;

In relation to railroad police ;

Concerning the New-York and New-England Railroad Company ;

To prevent deception in sales of butter ;

To incorporate the trustees of the Public Library of the city of Boston ;

For the better protection of oyster-fisheries in this Commonwealth ; and

Relating to the payment of certain damages, liabilities, costs, and expenses by the town of Lexington ;

Were severally read, and ordered to a third reading.

Bills :

To provide additional terms of the Probate Court at Fitchburg, in the county of Worcester ; and

To provide for the appointment of a clerk in the probate office of the county of Suffolk ;

Were severally read, passed to be engrossed, and sent up for concurrence.

At 2.45 adjourned.

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TUESDAY, March 19, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*Institute of  
Technology.

By Mr. Brackett of Boston, petition of John W. Danielson and 51 others, members of the New-England Cotton Manufacturers' Association, in aid of the memorial of the Massachusetts Institute of Technology to the State for aid. Referred to the committee on Education.

Soldiers' Home.

By Mr Jennings of Fall River, petition of William H. Tallman and 69 others; by Mr. Potter of Palmer, petition of John Hobson, jun., and 47 others; by Mr. Bartholomew of West Springfield, petition of W. F. Moseley and 31 others; by Mr. Wales of Attleborough, petition of E. J. Franklin and 133 others, — severally for an appropriation to establish a Soldiers' Home.

Severally referred to the committee on Military Affairs.

Old South.

By Mr. Price of Attleborough, petition of John Daggett and others, in aid of the preservation of the Old South Meeting-House. Referred to the committee on Federal Relations.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. C. H. Hill of Boston, —

Judiciary Com-  
mittee.

*Ordered*, That the committee on the Judiciary be allowed additional time, not exceeding ten days, in which to report on matters before it.

The following order, offered by the same gentleman, was, at his request, laid over until to-morrow: —

Limit of debate.

*Ordered*, That, in debate of all matters coming before the House, speeches be limited to ten minutes each. This rule shall not be suspended except by a vote of two-thirds of the members present.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

Concerning the re-location of streets and ways in the city of Boston; and

To supply the town of Wayland with pure water;

(Which severally originated in the House of Representatives); and

Relating to compensation for tide-water displaced (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Discharged from the Orders.*

On motion of Mr. Brackett of Boston, the Bill relating to payments for burial-purposes, from the estates of deceased persons, was discharged from the orders of the day, and, on further motion of the same gentleman, was re-committed to the committee on Probate and Chancery.

Payments for  
burial-purposes.

On motion of Mr. C. H. Hill of Boston, the Bill to secure to women the right to vote on municipal affairs in cities and towns, and to hold municipal offices, was discharged from the orders of the day. The bill was read a second time, and, on further motion of the same gentleman, was placed first in the orders of the day for to-morrow, the question being on ordering to a third reading.

Municipal  
woman suffrage.

*Papers from the Senate.*

Reports accepted by the Senate —

Of the committee on Roads and Bridges:

Inexpedient to legislate, on the order relative to releasing the city of Boston from maintaining West-Boston and Craigie's Bridges, outside of the boundaries of said city; and

West-Boston  
and Craigie's  
Bridges.

Leave to withdraw, on the petition of the city of Boston for relief from maintaining West-Boston and Craigie's Bridges, outside the boundaries of said city;

Ibid.

Of the committee on Banks and Banking, inexpedient to legislate:

On the order relative to prohibiting officers of savings banks from acting as notaries-public; and

Notaries-public.

On the order relative to changing the time at which deposits in savings banks shall begin to draw interest; and

Interest on  
savings-bank  
deposits.

Of the committee on the Library, inexpedient to legislate, on the order relative to publishing a more detailed and elaborate history of the State;

State history.

Were severally read, and placed in the orders of the day for to-morrow.

A Resolve to amend a "Resolve in relation to the Antietam Cemetery in the State of Maryland" (reported on a petition), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Antietam Ceme-  
tery.

The House Bill extending the powers of assessors of taxes came down passed to be engrossed in concurrence by the Senate, with an amendment, in which the House concurred.

Assessors of  
taxes.

*Reports of Committees.*

Illegitimacy.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, leave to withdraw, on the petition of Sarah E. Sherman, M.D., and others, for such an amendment of the laws relating to marriage as will lessen the evils of illegitimacy.

Terms of Probate Courts.

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to adjournment of terms of probate courts to any town or city within their jurisdiction, at the discretion of the judges thereof.

Petitions for administration.

By Mr. Galligan of Taunton, from the same committee, inexpedient to legislate, on an order relative to requiring that the truth of the allegations in a petition for administration shall be sworn to.

By Mr. Partridge of Medway, from the committee on Claims, leave to withdraw:

B. Cusick.

On the petition of Bartholomew Cusick of Brookline, for State aid; and

Pittsfield.

On the petition of the town of Pittsfield for re-imbursement for money paid for rent of armory.

By Mr. Russell of Pittsfield, from the same committee, leave to withdraw:

C. B. Hill.

On the petition of Clarissa B. Hill for State aid; and

M. Woods.

On the petition of Marcella Woods for State aid.

M. G. Dunbar.

By Mr. Swift of Bridgewater, from the same committee, leave to withdraw, on the petition of Maria G. Dunbar for State aid.

Temperance and health.

By Mr. Sargent of Grafton, from the committee on Education, inexpedient to legislate, on an order relative to the State employing two or more suitable persons to visit the high and grammar schools for the purpose of giving instruction upon the subjects of temperance and health.

Useful branches.

By Mr. Hale of Cambridge, from the same committee, inexpedient to legislate, on an order relative to a more thorough education of children in the useful and substantial English branches. (Printed as House Doc. No. 168.)

By Mr. C. H. Hill of Boston; from the committee on Constitutional Amendments:

Biennial sessions, etc.

Inexpedient to legislate, on an order relative to an amendment to the Constitution providing for biennial sessions of the legislature, and biennial elections of Governor and other State officers; also on so much of the Governor's Address as relates to the same subject; and

Ibid.

Leave to withdraw, on petitions of Warner R. Whittier and others for the same.

By Mr. Davis of Watertown, from the committee on Mercantile Affairs, leave to withdraw, on petition of G. A. Ashley and Company and others, for a law obliging retail dealers in fish or oysters to pay an annual license.

Fish and oyster  
dealers.

By Mr. Ellis of Melrose, from the committee on Military Affairs, inexpedient to legislate, on an order relative to amending chapter 192 of the Acts of the year 1877, in regard to State aid to widows and children of discharged soldiers.

State aid.

By Mr. Blanchard of Boston, from the committee on Public Charitable Institutions, leave to withdraw, on the petition of the trustees of the State Industrial School for Girls, for an appropriation with which to rebuild the houses burned last season.

State Industrial  
School.

By Mr. Osgood of Salem, from the committee on Railroads, inexpedient to legislate, on an order relative to donating the Commonwealth's stock in the New-York and New-England Railroad to the Boston and Poughkeepsie Railroad Company.

Boston and  
Poughkeepsie  
Railroad.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, to whom was referred the message of the Senate asking the return of the bill in addition to an act making appropriations for sundry State institutions, that the bill should be returned. Accepted under suspension of the rule ; and the bill was returned as requested.

State Reform  
School.

By Mr. Wiswell of Boston, from the committee on Public Lands, on the report and petition of the Land Commissioners, a Resolve relating to the filling of lands or flats sold to the Boston and Albany Railroad Company at South Boston. Read, and referred, under the rule, to the committee on Finance.

South Boston  
flats.

By Mr. Washburn of Worcester, from the committee on Public Charitable Institutions, that the Resolve in favor of the Massachusetts School for Idiotic and Feeble-minded Youth ought to pass. Referred, under the rule, to the committee on Finance.

Idiotic and  
feeble-minded  
youth.

By Mr. Bird of Walpole, from the committee on Finance, that the Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

Green-Harbor  
Marsh.

By Mr. C. H. Hill of Boston, from the committee on the

Trustee  
process.

Judiciary, on a bill (on leave) and petitions, a Bill concerning trustee process. (Messrs. Pillsbury and Walsh of Boston, and Knowlton of Springfield, dissented from the report of the committee; and Mr. Knowlton gave notice that he should move certain amendments, which were ordered to be printed with the bill.)

State archives.

By Mr. Cushing of Cambridge, from the committee on Finance, that the Resolve in addition to a "Resolve relating to the indexing of the State archives" ought to pass in a new draft, with the same title.

Foreign insur-  
ance companies.

By Mr. Dunham of Pittsfield, from the committee on Insurance, on the special report of the Insurance Commissioner, a Bill relating to foreign insurance companies.

Over-insurance.

By the same gentleman, from the same committee, on a petition, a Bill to prevent over-insurance, and to define to whom payment of losses shall be made in certain cases.

Newton rail-  
road stations.

By Mr. Moseley of Boston, from the committee on Railroads, on a petition, a Bill concerning certain stations of the New-York and New-England Railroad Company in Newton.

Directors Bos-  
ton and Albany  
Railroad.

By the same gentleman, from the same committee, on the report of the state directors of the Boston and Albany Railroad, a Bill in relation to meetings of the directors of the Boston and Albany Railroad Company.

State Detective  
Force.

By Mr. Pillsbury of Boston, from the committee on the State Detective Force, on that portion of the Governor's Address relating to the State Detective Force, a communication from the auditor, and, on the report of the Chief Detective, a Bill relating to the State Detective Force.

Severally read, and ordered to a second reading.

### *Special Assignment.*

Hoosac Tunnel.

At 3 o'clock P.M. the Chair announced the special assignment for that hour, being the Resolve providing for an amendment to the constitution, to prohibit the alienation of the title of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel. The resolve was read a second time, and, after extended debate, was ordered to a third reading, by a vote of 125 to 63.

### *Orders of the Day.*

Orders of the  
day.

Reports:

Of the committee on the Fisheries, leave to withdraw, on petition of Silas P. Pells and others, for an act to preserve and regulate the eel-fishery in the town of Mashpee; and



Of the committee on Insurance, inexpedient to legislate, on an order relative to fire-insurance by towns and cities ;

Were severally accepted, and sent up for concurrence.

Reports :

Of the committee on Roads and Bridges, leave to withdraw, on the petition of the city of Lowell for the discontinuance of a free landing-place in said city ; and

Of the committee on the Fisheries, leave to withdraw :

On the petition of C. H. Walker and 247 others of Provincetown, for a law regulating seining in Barnstable Bay ; and

On the petition of Larkin West and others, for a law to prevent trawl-fishing, and petitions in aid of the same ;

Were severally accepted in concurrence.

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation providing that when an executor dies, declines, resigns, or is removed, the Probate Court may appoint the executor as provided in the will, was accepted.

The report of the committee on Claims; leave to withdraw on petition (re-committed) of John A. Hawes and others, that Samuel C. Kenney may again receive State aid, was considered. Mr. Morton of Fairhaven moved to amend by substituting a Resolve in favor of Samuel C. Kenney. On further motion of the same gentleman, the further consideration of the subject was postponed until to-morrow, and the resolve was ordered to be printed. •

The report of the committee on Insurance, leave to withdraw, on petition of Joshua Bragdon and others, for an act to authorize the town of Danvers to insure against loss or damage from fire within its limits, was considered. Mr. Andrews of Danvers moved to amend by substituting a Bill to incorporate the town of Danvers into a mutual fire-insurance company at its election. The bill was read ; and, on further motion of the same gentleman, the further consideration of the subject was postponed until to-morrow, and the bill was ordered to be printed.

The House non-concurred in the Senate amendment to the House Resolve relating to the printing of additional copies of the Report of the Commissioners on Taxation of the year 1875, and it was returned to the Senate indorsed accordingly.

Bills :

To amend chapter 120 of the Acts of the year 1869,



entitled "An Act to prevent fraud in the sale of cotton sewing-thread ;"

Relating to the Central District Court of Worcester ;

Giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the town of Westport ; and

To amend section 1 of chapter 59 of the Acts of the year 1867, concerning the protection of camp-meetings ;

Were severally read, and ordered to a third reading.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to innocent misstatements in applications for insurance, was further considered. The motion of Mr. Tucker of Boston, to substitute a Bill in relation to applications for policies of fire and life insurance, was carried ; and the bill was placed in the orders of the day for a second reading to-morrow.

The Bill concerning street railways in the city of Boston was read a second time, and its further consideration was postponed until to-morrow, on motion of Mr. Paige of Cambridge.

Bills:

To amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation (amended on motion of Mr. Knowlton of Springfield) ;

In relation to railroad police ; and

To prevent deception in sales of butter (amended on motion of Mr. Johnson of Boston) ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relating to the payment of certain damages, liabilities, costs, and expenses by the town of Lexington, was read a third time, and passed to be engrossed in concurrence.

The Bill concerning the New-York and New-England Railroad Company was read a third time ; and, pending the question on its engrossment, its further consideration was postponed until to-morrow, on motion of Mr. Norton of Boston.

The Bill to incorporate the trustees of the Public Library of the city of Boston was read a third time ; and, pending the question on its engrossment, its further consideration was postponed until to-morrow, on motion of Mr. Prescott of Boston.

The Bill for the better protection of oyster-fisheries in this Commonwealth was read a third time. Mr. Kelley of Cambridge moved an amendment, pending which the further consideration of the bill was postponed until tomorrow, on motion of Mr. Kelley.

At 5.55 adjourned.

WEDNESDAY, March 20, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Dr. Withrow of Boston.

*Petitions Presented.*

By Mr. Peck of Arlington, petition of Lemuel Lane and others, for the establishment of schools for the training of seamen. Referred to the committee on Education. Seamen's schools.

By Mr. Wilson of Boston, petition of Michael Coyle and 56 others; by Mr. Walton of Wakefield, petition of George H. Teague and 72 others,—severally for an appropriation to establish a Soldiers' Home. Soldiers' Home.

Severally referred to the committee on Military Affairs.

By Mr. Lovell of Worcester, petition of George Sessions and others, for a repeal of the law which requires the extension of Foster Street in Worcester. Referred to the committee on Roads and Bridges. Foster Street.

By Mr. Emery of Lawrence, petition of Levi Emery and others, for just and equal taxation. Referred to the committee on Taxation. Taxation.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. Baker of Lincoln,—

*Ordered,* That the committee on Agriculture be allowed additional time, not exceeding ten days, in which to report on matters before them. Committee on Agriculture.

On motion of Mr. Hale of Cambridge,—

*Ordered,* That the committee on Education have further time, not exceeding seven days, in which to report upon matters which have been referred to them. Committee on Education.

Committee on  
Taxation.

On motion of Mr. H. A. Hill of Boston, —

*Ordered*, That an extension of ten days be granted to the committee on Taxation in which to complete the consideration of, and to report on, the various matters now before them.

Severally sent up for concurrence.

The order relative to limiting time of debate offered yesterday, and laid over, was adopted.

*Papers from the Senate.*

Marblehead  
cemetery.

The report of the committee on Roads and Bridges, leave to withdraw, on the petition of John P. Martin and others, that the county commissioners of Essex County be granted permission to lay out a road through a cemetery in Marblehead, and a remonstrance against the same, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

*Bills:*

Brockton.

To supply the town of Brockton with pure water (being a new draft of a House bill with the same title);

Massachusetts  
Fidelity Assur-  
ance Company.

To amend chapter 153 of the Acts of the year 1877, entitled "An Act to incorporate the Fidelity Assurance Company of Massachusetts;"

Deerfield and  
Montague  
Bridge.

Abolishing the tolls on the Connecticut-river Bridge, between the towns of Deerfield and Montague (severally reported on petitions); and

Collaterals.

Relating to securities held by savings banks and trust companies, in pledge or as collateral (reported on an order);

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

*Bills Enacted.*

Bills enacted.

*Engrossed bills:*

To enable stockholders in railroad corporations to subscribe for additional stock upon an increase thereof;

Concerning shell-fish on the shores and flats of Thompson's Island;

To authorize the trustees of the General Assembly of the United Presbyterian Church of North America to hold real estate in Massachusetts;

To authorize the appointment of an additional master in chancery for the county of Essex; and

To authorize the town of Marblehead to raise and appropriate money for a portrait of Benjamin Abbot, and for commemorative tablets in Abbot Hall;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Discharged from the Orders.*

On motion of Mr. King of Boston, the report of the committee on Railroads, inexpedient to legislate, on an order relative to donating the Commonwealth's stock in the New-York and New-England Railroad to the Boston and Poughkeepsie Railroad Company, was discharged from the orders of the day. The same gentleman moved to amend by substituting for the report a "Bill in relation to the Boston and Poughkeepsie Railroad Company;" and on his further motion the report was laid on the table, and the bill was ordered to be printed.

New-York and New-England and Boston and Poughkeepsie Railroads.

*Reports of Committees.*

By Mr. Walsh of Boston, from the committee on the Judiciary, inexpedient to legislate:

On an order relative to term fees in the Supreme Judicial and Superior Courts; and

Term fees.

On an order relative to amending chapter 156 of the General Statutes, relative to term fees.

Ibid.

By Mr. Knowlton of Springfield, from the same committee, inexpedient to legislate:

On an order relative to the First District Court of Essex County; and

First District Court—Essex.

On an order relative to repealing or altering chapter 382 of the Acts of the year 1871, relating to betterments (Mr. Goulding of Worcester dissenting from the last-named report).

Betterments.

By Mr. Jennings of Fall River, from the same committee, inexpedient to legislate, on an order relative to removal of collectors of cities and towns for cause.

Collectors.

By Mr. C. H. Hill of Boston, from the same committee:

Leave to withdraw, on the petition of Charles Cowley and others, concerning the Attorney-General; and

Attorney-General.

Reference to next General Court, on the petition of Alpheus M. Stetson and others, for a law requiring legal notices to be published in a single newspaper in each county.

Legal notices.

By Mr. Pillsbury of Boston, from the same committee, that no legislation is necessary on the abstract of the returns of sheriffs.

Sheriffs.

By Mr. Partridge of Medway, from the committee on

W. Shanly.

Claims, leave to withdraw, on the petition of Walter Shanly, that the legislature will allow to him a sum sufficient to make good his actual loss in the construction of the Hoosac Tunnel.

M. E. Bates.

By Mr. Stackpole of Boston, from the same committee, leave to withdraw, on the petition of Mary E. Bates for State aid.

Adams.

By Mr. Reed of Westford, from the same committee, leave to withdraw, on the petition of the town of Adams, for re-imbursement for money paid for rent of armory.

By Mr. Coffin of Fall River, from the committee on the Fisheries, leave to withdraw :

Merrimack River.

On the petition of Jonathan Morrill and others, for repeal of all laws in relation to fishing in Merrimack River; and

Ibid.

On the petition of Haydn Brown and others, for a repeal of the law regulating the taking of smelts, and amendment of the law regulating the taking of shad, in the Merrimack River, and petitions in aid of the same.

Ibid.

By Mr. Wales of Attleborough, from the same committee, leave to withdraw on the petition of Sumner, Swazey, and Currier and others, for a modification of the laws regulating fishing in Merrimack River.

State Directors.

By Mr. Tucker of Boston, from the committee on Railroads, inexpedient to legislate, on an order relative to the selection of state directors of the Boston and Albany Railroad.

Disabled Soldiers' Employment Bureau.

By Mr. Stone of Newburyport, from the committee on Finance, recommending that the Resolve in favor of the Disabled Soldiers' Employment Bureau be re-committed to the committee on Military Affairs, with instructions to report a bill that shall make it the duty of the surgeon-general's department to assist disabled soldiers in a way similar to that now adopted by said bureau.

J. P. Sawin.

By the same gentleman, from the same committee, that the Senate Resolve in favor of John P. Sawin, being in effect a money-bill, is irregularly before the House, and they therefore recommend that it be re-committed to the committee on Claims.

Severally read, and placed in the orders of the day for to-morrow.

Eye and Ear Infirmary.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, on a petition, a Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary.

By Mr. Thompson of Woburn, from the committee on

Public Lands, on the report of the land commissioners, in part, a Resolve concerning the Commonwealth's flats at South Boston. South-Boston flats.

Severally read, and referred, under the rule, to the committee on Finance.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Bill (on leave) relating to naturalization ought not to pass. Naturalization.

By Mr. Washburn of Worcester, from the committee on Public Charitable Institutions, that the Bill (on leave) to repeal chapter 70 of the Acts of the year 1875, concerning vagrants, ought not to pass. Vagrants.

By Mr. Macomber of Fall River, from the same committee, that the Bill (on leave) to provide for the support of paupers ought not to pass. Paupers.

Severally placed in the orders of the day for to-morrow, the question, in each case, being on the rejection of the bill.

By Mr. Goulding of Worcester, from the committee on the Judiciary, that the Senate Bill to amend an act relating to public warehouses ought to pass. Public Warehouses.

By Mr. Pillsbury of Boston, from the same committee, that the Senate Bill to authorize the Butchers' Slaughtering and Melting Association to increase its capital stock, and for other purposes, ought to pass with an amendment, striking out the title as it now stands, and substituting therefor the words, "An Act relating to the Butchers' Slaughtering and Melting Association." Butchers' Slaughtering and Melting Association.

By Mr. Bolles of Boston, from the committee on Finance, that the Resolve in favor of the Massachusetts School for Idiotic and Feeble-minded Youth ought to pass. Idiotic youth.

By Mr. Brown of Fitchburg, from the same committee, that the Resolve in favor of Company C, Eighth Regiment Massachusetts Volunteer Militia, ought to pass. Company C, Eighth Regiment.

Severally placed in the orders of the day for to-morrow, for a second reading.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on an order, a Bill concerning the continuance of cases *nisi* in the Superior Court. Cases nisi.

By Mr. Goulding of Worcester, from the same committee, on an order, a Bill to prevent frauds and abuses in the practice of law and the use of legal process. Attorneys.

By Mr. Pillsbury of Boston, from the same committee, on an order, a Bill relating to the attendance of deputy-sheriffs before the Supreme Judicial and Superior Courts. Deputy-sheriffs.

**Lee fire district.** By Mr. Knowlton of Springfield, from the same committee, on a petition, a Bill to establish a fire district in the town of Lee, and for the dissolution of the existing fire district.

**Executors.** By Mr. Brackett of Boston, from the committee on Probate and Chancery, on an order, a Bill limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions.

**Appropriation Bill, No. 8.** By Mr. Stone of Newburyport, from the committee on Finance, on an order, a Bill making additional appropriations for certain expenditures authorized in 1877 and previous years.

**Educational expenses.** By Mr. Allen of Boston, from the same committee, on an order, a Bill in addition to an act making appropriations for certain educational expenses.

**Fire statistics.** By Mr. Smyth of Worcester, from the committee on Insurance, on an order, a Bill requiring returns relating to fires.

**Framingham and Lowell Railroad.** By Mr. Hawkes of Lynn, from the committee on Railroads, on a petition, a Bill to authorize the Framingham and Lowell Railroad Company to issue preferred stock.

**Idiotic youth.** By Mr. Washburn of Worcester, from the committee on Public Charitable Institutions, on an order, a Bill to authorize the appointment of trustees for the Massachusetts School for Idiotic and Feeble-minded Youth.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

**Orders of the day.**

**Reports :**

Of the committee on the Judiciary, leave to withdraw, on the petition of Sarah E. Sherman, M.D., and others, for an amendment of the laws relating to marriage ; and

Of the committee on Probate and Chancery, inexpedient to legislate :

On a order relative to requiring that the truth of the allegations in a petition for administration shall be sworn to ; and

On an order relative to adjournment of terms of probate courts to any town or city within their jurisdiction, at the discretion of the judges thereof ;

Were severally accepted.

**Reports :**

Of the committee on Education, inexpedient to legislate, on an order relative to the State employing persons to visit schools for the purpose of giving instruction upon the subjects of temperance and health ;



Of the committee on Claims, leave to withdraw :

On petition of Bartholomew Cusick of Brookline for State aid ;

On petition of the town of Pittsfield for re-imbusement for money paid for rent of armory ;

On the petition of Clarissa B. Hill for State aid ;

On the petition of Marcella Woods for State aid ;

On the petition of Maria G. Dunbar for State aid ; and

Of the committee on Mercantile Affairs, leave to withdraw, on petition of G. A. Ashley and Company and others, for a law obliging retail dealers in fish or oysters to pay an annual license ;

Were severally accepted, and sent up for concurrence.

Reports :

Of the committee on Banks and Banking, inexpedient to legislate :

On the order relative to prohibiting officers of savings banks from acting as notaries-public ; and

On the order relative to changing the time at which deposits in savings banks shall begin to draw interest ; and

Of the committee on the Library, inexpedient to legislate, on the order relative to publishing a more detailed and elaborate history of the State ;

Were severally accepted in concurrence.

The Bill in relation to meetings of the directors of the Boston and Albany Railroad Company ; and

Resolves :

To amend a " Resolve in relation to the Antietam Cemetery, in the State of Maryland ; " and

In addition to a " Resolve relating to the indexing of the State archives ; "

Were severally read, and ordered to a third reading.

The Bill concerning street railways in the city of Boston was further considered, and, after debate, was ordered to a third reading.

The Bill giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the town of Westport was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend section 1 of chapter 59 of the Acts of the year 1867, concerning the protection of camp-meetings, was read a third time, and passed to be engrossed in concurrence.

The report of the committee on Claims, leave to withdraw, on petition (re-committed) of John A. Hawes and



others, that Samuel C. Kenney may again receive State aid, was further considered. The pending motion of Mr. Morton of Fairhaven, to amend by substituting a Resolve in favor of Samuel C. Kenney, was carried; and the resolve was placed in the orders of the day, for a second reading to-morrow.

The report of the committee on Insurance, leave to withdraw, on petition of Joshua Bragdon and others, for an act to authorize the town of Danvers to insure against loss or damage from fire within its limits, was further considered. The pending motion of Mr. Andrews of Danvers, to amend by substituting a "Bill to incorporate the town of Danvers into a mutual fire-insurance company at its election," was carried; and the bill was placed in the orders of the day, for a second reading to-morrow.

The Bill concerning the New-York and New-England Railroad Company was further considered, amended on motions of Mr. Norton of Boston, passed to be engrossed, and sent up for concurrence.

The Bill to secure to women the right to vote on municipal affairs in cities and towns, and to hold municipal offices, was further considered. After extended debate, the yeas and nays were ordered on the main question on the request of Mr. Goulding of Worcester; and, the roll being called, the bill was refused a third reading, by a vote of 92 yeas to 128 nays, as follows: —

## YEAS.

|                            |                           |
|----------------------------|---------------------------|
| Messrs. Andrews, Israel W. | Messrs. Cummings, John W. |
| Baker, John I.             | Curtis, Jason L.          |
| Barnes, Charles E.         | Curtis, Orson B.          |
| Bartholomew, Elisha P.     | Cushing, Levi L., jun.    |
| Bartlett, James E. T.      | Davis, Robert L.          |
| Beal, Melvin.              | Doane, Abiathar.          |
| Belcher, George C.         | Doane Freeman.            |
| Bird, Francis W.           | Dunham, Jarvis N.         |
| Brackett, John Q. A.       | Eager, Edward R.          |
| Brigham, George O.         | Field, Lucius.            |
| Brooks, William A.         | Fish, Isaiah.             |
| Carll, Francis.            | Gardner, Nelson.          |
| Chase, Charles H.          | Glines, Jacob T.          |
| Clark, Leonard.            | Goulding, Frank P.        |
| Clough, Benjamin.          | Greene, Thomas R.         |
| Coffin, Hiram B.           | Haskell, Edward H.        |
| Converse, Elisha S.        | Hastings, Thomas J.       |
| Cowdrey, George A.         | Hathaway, Rawson.         |

**Messrs.** Hawkes, Nathan M.  
Hildreth, James, 2d.  
Howe, Asa F.  
Howe, Simon H.  
Howes, Thomas P.  
Hutchinson, Eben.  
Jones, Augustine.  
Kelly, Jarvis P.  
Kimball, Ensign.  
Lewis, John A.  
Lincoln, George C.  
Lovell, John D.  
Lowther, George W.  
Macomber, William P.  
Marlor, John.  
McPherson, Ebenezer M.  
Merriam, Artemus.  
Merritt, Amos W.  
Morton, Elbridge G., jun.  
Norton, Eugene L.  
Osgood, Charles S.  
Parmenter, J. Sumner,  
Pillsbury, Albert E.  
Potter, Timothy D.  
Powers, Henry W.  
Price, George.  
Rand, Oliver J.  
Reed, William, jun.

**Messrs.** Rice, George W.  
Richards, James H.  
Richardson, Jesper.  
Shortle, Henry.  
Smith, Matthew.  
Soule, Rufus A.  
Spaulding, Pliny F.  
Spaulding, Timothy G.  
Stackpole, Stephen A.  
Stone, Eben F.  
Stuart, William J.  
Studley, Ezekiel R.  
Thurston, Charles F.  
Tilton, John W.  
Tucker, Payson E.  
Turner, John.  
Underwood, Horace.  
Wales, Abijah T.  
Warren, Alonzo.  
Whitmore, Charles S.  
Wiggin, William H.  
Wilcox, Henry M.  
Wilder, Henry H.  
Wilson, George A.  
Wiswell, Joseph.  
Wonson, Charles H.  
Wood, Solon.  
Wyman, Oliver B.

**NAYS.**

**Messrs.** Aldrich, Charles P.  
Allen, Charles H.  
Ames, James H.  
Anthony, Job K.  
Baker, George M.  
Bancroft, Alonzo.  
Barnes, Sidney.  
Barrett, George V.  
Bent, Myron W.  
Billings, Joseph.  
Blanchard, William.  
Bliss, William B.  
Bolles, Matthew.  
Brown, Luther J.  
Burnett, Martin W.  
Bush, Charles W.  
Byram, Charles R.  
Carberry, William H.  
Carroll, Lewis.

**Messrs.** Case, Charles A.  
Chamberlain, Alvin B.  
Chapin, Nahum.  
Cobb, Philander.  
Coffin, Samuel.  
Colburn, George F.  
Cook, William H.  
Cooke, Hiram N.  
Cornell, John.  
Cornish, Israel C.  
Cunningham, Thomas.  
Curtice, John W.  
Daly, Anthony C.  
Davis, Charles A.  
Desmond, Cornelius.  
Emery, Levi.  
Emory, James W.  
Everett, Noble W.  
Fairbank, John B.

|                                |                                      |
|--------------------------------|--------------------------------------|
| <b>Messrs.</b> Field, Ralph A. | <b>Messrs.</b> Nickerson, Richard E. |
| Flood, John T.                 | Noyes, Charles J.                    |
| French, Gardner.               | Noyes, Chauncey O.                   |
| Galligan, John H.              | Nugent, James H.                     |
| Gargan, Francis.               | Oakman, William C.                   |
| Gilbert, Edwin.                | O'Neil, Joseph H.                    |
| Gilman, Freeman L.             | Packard, Henry B.                    |
| Hale, Edwin B.                 | Paddock, Henry.                      |
| Hardy, Noah L.                 | Paige, Calvin D.                     |
| Hart, John W.                  | Partridge, David A.                  |
| Hathaway, Thomas B.            | Peck, William G.                     |
| Hawks, Alanson K.              | Peirce, James P.                     |
| Hayden, George F.              | Phillips, Benjamin A.                |
| Hill, Clement H.               | Prescott, Charles J.                 |
| Hill, Hamilton A.              | Pynchon, William.                    |
| Hooper, John H.                | Putnam, Henry W.                     |
| Howe, William.                 | Randall, David.                      |
| Hyde, Henry D.                 | Ranlett, Charles E.                  |
| Jager, Charles V.              | Read, William A.                     |
| Jenkins, Edward J.             | Reed, William.                       |
| Jennings, Andrew J.            | Ricker, John W.                      |
| Johnson, Henry A.              | Rinn, Michael.                       |
| Kelley, Joseph J.              | Robinson, William.                   |
| Keyes, Patrick.                | Russell, Solomon N.                  |
| King, William S.               | Sanford, Baalis, jun.                |
| Knowlton, Marcus P.            | Sargent, Edmund P.                   |
| Leary, Frank D.                | Sargent, Lucius M.                   |
| Leighton, Edwin F.             | Shea, John B.                        |
| Locke, James L.                | Smyth, William A. S.                 |
| Lovell, Andrew.                | Sprague, Leander.                    |
| Lovell, Benjamin S.            | Swift, Van Rensselaer.               |
| Macomber, Pardon.              | Taft, Zadok A.                       |
| Mahon, John.                   | Thompson, Leon'd, jun.               |
| Manning, William.              | Wadsworth, Alexander.                |
| Marden, Frederic A.            | Walsh, James L.                      |
| Marsh, Edwin W.                | Walton, Solon.                       |
| Marshall, George S.            | Washburn, John D.                    |
| McGibbons, Samuel S.           | Webster, Abel.                       |
| McGlynn, Patrick M.            | Webster, Edwin R.                    |
| Mellen, James H.               | Wentworth, Samuel H.                 |
| Moore, Phillips.               | White, Newton.                       |
| Moors, Albert.                 | Whitehouse, Sydney F.                |
| Moseley, Frederick P.          | Wilder, Sydney.                      |
| Murphy Patrick F.              | Winn, John.                          |
| Newton, John F.                | Wright, John H.                      |

Yeas, 92 ; nays, 128.

At 5.50 adjourned.

THURSDAY, March 21, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. C. H. Hill of Boston, petition of John C. Ropes Assessors.  
and others, in aid of petitions for amendment of the laws  
relative to assessors in cities and towns. Referred to the  
committee on Taxation.

Sent up for concurrence.

*Orders.*

On motion of Mr. Osgood of Salem, —

*Ordered*, That the joint committees have until April 1 Joint commit-  
tees.  
to report upon the matters referred to them.

Sent up for concurrence.

On motion of Mr. Brackett of Boston, —

*Ordered*, That the committees of the House have until House commit-  
tees.  
April 1 to report upon the matters referred to them.

The following order, offered by Mr. Bird of Walpole,  
was, on request of Mr. Osgood of Salem, laid over until  
to-morrow : —

*Ordered*, That, on and after Saturday next, the House Saturday ses-  
sions.  
shall meet at 11 o'clock A.M. on Saturdays till otherwise  
ordered.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committees on the Committees on  
Fisheries and  
Agriculture.  
Fisheries and Agriculture be allowed ten days in which to  
report on matters referred to them.

The following order, adopted by the Senate, came down  
for concurrence : —

*Ordered*, That the committee on Prisons be allowed Committee on  
Prisons.  
further time after the date fixed by the 19th joint Rule, in  
which to report on matters referred to them.

Adopted in concurrence, with an amendment inserting  
after the word "time" in the second line the words "not  
extending beyond the first day of April next." Sent up  
for concurrence in the amendment.

*Reports :*

Of the committee on Prisons, inexpedient to legislate, Convicts.  
on the annual report of the State Agency for aiding Dis-  
charged Convicts ; and

Broad-rimmed  
wheels.

Of the committee on Roads and Bridges, leave to withdraw, on the petition of S. A. Dean and others, for a law compelling the use of broad-rimmed wheels on loaded wagons ;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

Bills :

Maple-grove  
Cemetery.

To incorporate the proprietors of Maple-grove Cemetery ;

Wilbraham.

To divide the town of Wilbraham, and incorporate the town of Hampden ;

Fourth Congre-  
gational Pre-  
cinct.

To change the name of the Fourth Congregational Precinct in Rochester to the First Congregational Society in Marion, and for other purposes (severally reported on petitions) ; and

Fire-insurance  
companies.

To enable mutual fire-insurance companies with a guarantee capital to issue policies on the joint-stock plan (reported on an order) ;

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Commission on  
Taxation, 1875.

The Resolve relating to the printing of additional copies of the Report of the Commissioners on Taxation of the year 1875 came down with the indorsement that the Senate insisted on its amendment, and asked for a committee of conference ; and Messrs. Ropes, Davol, and Palmer were appointed on its part. The House concurred in the request for a committee of conference ; and Messrs. Bird of Walpole, Baker of Beverly, and Osgood of Salem, were appointed on its part.

Bills :

Set-off.

To amend section 22 of chapter 180 of the General Statutes concerning set-off ; and

Fall River —  
courts in.

Authorizing the Supreme Judicial Court to adjourn to, and hold special terms in, Fall River ;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

Institute of  
Technology.

The petition of Charles J. Sweet and others, members of the New-England Cotton Manufacturers' Association, in aid of that of the Massachusetts Institute of Technology, was referred, in concurrence, to the committee on Education.

Stony Brook.

The petition of the mayor of Boston, for amendment of the 196th chapter of the Acts of 1874, for the improvement of Stony Brook and its tributaries, referred in the

Senate to the committee on Water Supply and Drainage, under a suspension of the 20th joint Rule, came down for concurrence in the suspension. The House refused to concur; and the petition was referred in non-concurrence to the next General Court.

*Bills Enacted.*

Engrossed bills :

Bills enacted.

To define and establish the boundary-line between the towns of Hanover and Rockland ;

To amend chapter 166 of the General Statutes, relating to offences against the public health ; and

Extending the powers of assessors of taxes ;

(Which severally originated in the House of Representatives);

Were severally passed to be enacted, signed, and sent to the Senate.

*Motion to Reconsider.*

Mr. Knowlton of Springfield moved a reconsideration of the vote whereby the House yesterday passed to be engrossed the Senate Bill to amend section 1 of chapter 59 of the Acts of the year 1867, concerning the protection of camp-meetings. The motion prevailed, and the same gentleman moved to amend the bill, which motion was rejected ; and the bill was again passed to be engrossed in concurrence.

Camp-meetings.

*Discharged from the Orders.*

On motion of Mr. Clark of Springfield the report of the committee on Claims, leave to withdraw, on the petition of the town of Adams, for re-imbursement for money paid for rent of armory, was discharged from the orders of the day, and its consideration was postponed until Tuesday next.

Adams.

On motion of Mr. Hildreth of Lunenburg, the Bill (on leave) to provide for the support of paupers was discharged from the orders of the day, ordered to be printed, and its further consideration postponed until to-morrow, the question being on the rejection of the bill.

Paupers.

*Reports of Committees.*

By Mr. Goulding of Worcester, from the committee on the Judiciary, inexpedient to legislate, on an order relative to requiring licensed auctioneers to give bonds.

Auctioneers.

**Larceny.**

By Mr. Pillsbury of Boston, from the same committee, inexpedient to legislate, on an order relative to enlarging the jurisdiction of Police Courts in reference to the crime of larceny.

**Titles.**

By Mr. Knowlton of Springfield, from the same committee, inexpedient to legislate, on an order relative to the better protection of titles to real estate under foreclosure of mortgages by power of sale.

**Attorney-General's Report.**

By Mr. Pillsbury of Boston, from the same committee, no legislation necessary, on the report of the Attorney-General.

**Insolvent estates.**

By Mr. Spaulding of Northampton, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to the settlement of insolvent estates of deceased persons.

**Probate Court in Lynn.**

By Mr. Wentworth of Boston, from the same committee, leave to withdraw, on the petition of Samuel M. Bubier and others, for sessions of the Probate Court in the city of Lynn.

**Clapp and Ballou.**

By Mr. Clark of Springfield, from the committee on Claims, leave to withdraw, on the petition of George Clapp and Frederick K. Ballou, for compensation for building sea-walls in Boston harbor, for the reason that the contract provides for a hearing and determination of the matter by the Governor and Council.

**Ten-hour law.**

By Mr. Bartholomew of Springfield, from the committee on Labor, inexpedient to legislate, on an order, adopted Feb. 27, relative to amending the ten-hour law.

**Vineyard Sound.**

By Mr. Lovell of Barnstable, from the committee on the Fisheries, inexpedient to legislate, on an order relative to amending the existing laws regulating and restricting the use of weirs, seines, and nets in the waters of Vineyard Sound, and petitions in aid of the same.

**Edgartown.**

By Mr. Studley of Rockland, from the committee on Towns, leave to withdraw, on petition of Samuel Butler and others, for a division of the town of Edgartown, and petitions in aid of the same.

**Northampton Lunatic Hospital.**

By Mr. Blanchard of Boston, from the committee on Public Charitable Institutions, no legislation necessary, on the Twenty-second Annual Report of the Trustees of the State Lunatic Hospital at Northampton.

**School for the Blind.**

By Mr. Bancroft of Boston, from the same committee, no legislation necessary, on the Forty-sixth Annual Report of the Trustees of the Perkins Institution and Massachusetts School for the Blind.

By Mr. Macomber of Fall River, from the same com-

mittee, no legislation necessary, on the Twenty-fourth Annual Report of the Inspectors of the State Workhouse at Bridgewater.

State Workhouse.

By Mr. Bancroft of Boston, from the same committee, inexpedient to legislate, on an order relative to the removal of inmates from the State Lunatic Hospitals at Worcester, Taunton, and Northampton, to the State Lunatic Hospital at Danvers.

Lunatics.

By Mr. Bent of Wayland, from the committee on Water Supply and Drainage, inexpedient to legislate, on an order relative to legislation to prevent the sale of tainted fish.

Fish.

By Mr. Byram of Boston, from the committee on Prisons, on an order relative to contracts for labor at the House of Correction at East Cambridge. (Printed as House Doc. No. 189.)

House of Correction at East Cambridge.

Severally read, and placed in the orders of the day for to-morrow.

Reports of the committee on Public Charitable Institutions, no legislation necessary:

By Mr. Kelley of Cambridge, on the Forty-fifth Annual Report of the Trustees of the Worcester Lunatic Hospital at Worcester;

Worcester Lunatic Hospital.

By Mr. Bancroft of Boston, on the Twenty-second Annual Report of the Trustees of the State Industrial School for Girls at Lancaster; and

Industrial School for Girls.

By Mr. Prescott of Boston, on the final Report of the Commissioners upon the Erection of the New Hospital for the Insane in the north-eastern part of the Commonwealth;

Danvers Hospital.

Were severally read, accepted under a suspension of the rule, and sent up for concurrence.

By Mr. Fairbank of Oakham, from the committee on Claims, on a petition, a Resolve in favor of George White.

George White.

By Mr. King of Boston, from the committee on Prisons, that the Resolve (re-committed) relating to the Reformatory Prison for Women ought to pass in a new draft with the same title.

Woman's Prison.

By Mr. Jones of Lynn, from the committee on Public Charitable Institutions, on a petition, a Resolve providing for additional buildings for the State Lunatic Hospital at Taunton.

Taunton Lunatic Hospital.

By Mr. Clough of Tisbury, from the committee on Public Lands, on the First Annual Report of the Land Commissioners, in part, a Resolve authorizing the construction of platforms inside the dock upon the lands of the Commonwealth at South Boston.

South Boston flats.



Severally read, and referred, under the rule, to the committee on Finance.

Woman's  
Prison.

By Mr. Wiggin of Lowell, from the committee on Prisons, that the Bill (on leave) to amend chapter 385 of the Acts of the year 1874, establishing a reformatory prison for women, ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

Suffolk County  
Registry.

By Mr. Walsh of Boston, from the committee on the Judiciary, on an order, a Bill in relation to the indexes in the registry of deeds of the county of Suffolk.

Auditors.

By Mr. Goulding of Worcester from the same committee, on an order, a Bill in relation to the compensation of auditors.

School fund —  
School committees.

By Mr. Hale of Cambridge, from the committee on Education, severally on orders, bills :

To amend section 1 of chapter 142 of the Acts of the year 1865, relating to the distribution of the annual income of the school fund ; and

To amend section 6 of chapter 40 of the General Statutes, relating to returns of school committees.

Hull and Cohasset.

By Mr. Howes of Dennis, from the committee on Harbors, on petitions and a remonstrance, a Bill for the protection of the shores and beaches in the towns of Hull and Cohasset.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

#### Reports:

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to removal of collectors of cities and towns for cause ; and also

On an order relative to amending chapter 156 of the General Statutes, relative to term fees ;

Leave to withdraw, on the petition of Charles Cowley and others, concerning the Attorney-General ;

No legislation necessary on the abstract of the returns of sheriffs ; and

Reference to next General Court, on the petition of Alpheus M. Stetson and others, for a law requiring legal notices to be published in a single newspaper in each county ; and

Of the committee on Finance, that the Senate Resolve in favor of John P. Sawin should be re-committed to the committee on Claims ;

Were severally accepted.

## Reports :

Of the committee on Education, inexpedient to legislate, on an order relative to a more thorough education of children in the useful and substantial English branches ;

Of the committee on Public Charitable Institutions, leave to withdraw, on the petition of the trustees of the State Industrial School for Girls for an appropriation ;

Of the committee on Constitutional Amendments :

Inexpedient to legislate, on an order relative to biennial sessions and biennial elections ; and

Leave to withdraw, on petitions of Warner R. Whittier and others, on the same subject ;

Of the committee on Military Affairs, inexpedient to legislate, on an order relative to amending chapter 192 of the Acts of the year 1877, in regard to State aid ;

Of the committee on Claims, leave to withdraw, on the petition of Walter Shanly, for a sum sufficient to make good his loss in the construction of the Hoosac Tunnel ; and

Of the committee on the Fisheries, leave to withdraw, on the petitions :

Of Sumner, Swazey, and Currier, and others ;

Jonathan Morrill and others ; and

Haydn Brown and others ;

Severally for changes or repeal of the laws regulating the taking of fish in the Merrimack River ;

Were severally accepted, and sent up for concurrence.

## Reports of the committee on Roads and Bridges :

Inexpedient to legislate, on the order relative to releasing the city of Boston from maintaining West Boston and Craigie's Bridges, outside of the boundaries of said city ; and

Leave to withdraw, on a petition of the city of Boston on the same subject ; also

Leave to withdraw, on the petition of John P. Martin and others, relative to a road through a cemetery in Marblehead ;

Were severally accepted in concurrence.

The Bill to incorporate the trustees of the Public Library of the city of Boston was further considered. Mr. Prescott of Boston moved to substitute a new section for section 3, pending which, on further motion of the same gentleman, the further consideration of the bill was postponed until to-morrow, and the amendment was ordered to be printed, the main question being on the engrossment of the bill.

The Bill for the better protection of oyster-fisheries in this Commonwealth was further considered. The pending amendment, moved by Mr. Kelley of Cambridge, was adopted. The bill was further amended on motion of Mr. Jennings of Fall River, and, as amended, was passed to be engrossed, and sent up for concurrence.

The Report of the committee on Education, leave to withdraw, on the petition of the selectmen of Windsor, for an act to legalize the vote whereby said town re-established the school-district system, was further considered. A motion of Mr. Dunham of Pittsfield, to amend by substituting a bill was rejected; and the report was accepted, and sent up for concurrence.

The Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield was considered, and rejected, as recommended by the committee on Finance.

Resolves :

In favor of the Massachusetts School for Idiotic and Feeble-minded Youth; and

In favor of Company C, Eighth Regiment Massachusetts Volunteer Militia; and

Bills :

Relating to foreign insurance companies;

Requiring returns relating to fires;

Limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions;

To establish a fire district in the town of Lee, and for the dissolution of the existing fire district;

Abolishing the tolls on the Connecticut-river Bridge, between the towns of Deerfield and Montague;

Relating to securities held by savings banks and trust companies in pledge or as collateral;

To amend an act relating to public warehouses;

To authorize the Butchers' Slaughtering and Melting Association to increase its capital stock, and for other purposes;

To supply the town of Brockton with pure water; and

Concerning certain stations of the New-York and New-England Railroad Company in Newton;

Were severally read, and ordered to a third reading.

The Bill in relation to meetings of the directors of the Boston and Albany Railroad Company; and the

Resolve in addition to a "Resolve relating to the indexing of the State archives ;"

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Resolve to amend a "Resolve in relation to the Antietam Cemetery, in the State of Maryland," was read a third time, and passed to be engrossed in concurrence.

The Report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to the manufacture and sale of intoxicating liquors, was further considered. The pending motion of Mr. Jennings of Fall River to amend by substituting a Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," was adopted. The yeas and nays being ordered on this question, on request of Mr. Read of Lowell, the vote was 108 yeas to 79 nays, as follows : —

## YEAS.

Messrs. Ames, James H.  
Andrews, Israel W.  
Baker, George M.  
Baker, John I.  
Bancroft, Alonzo.  
Barrett, George V.  
Bartlett, James E. T.  
Beal, Melvin.  
Bent, Myron W.  
Brigham, George O.  
Brooks, William A.  
Burnett, Martin W.  
Bush, Charles W.  
Carll, Francis.  
Chamberlain, Alvin B.  
Clough, Benjamin.  
Coffin, Samuel.  
Colburn, George F.  
Converse, Elisha S.  
Cook, William H.  
Cornell, John.  
Cowdrey, George A.  
Curtis, Jason L.  
Curtis, Orson B.  
Davis, Charles A.  
Doane, Abiathar.  
Doane, Freeman.  
Eager, Edward R.  
Ellis, W. Irving.

Messrs. Fairbank, John B.  
Field, Lucius.  
Fish, Isaiah.  
French, Gardner.  
Gardner, Nelson.  
Greene, Thomas R.  
Hale, Edwin B.  
Hart, John W.  
Hastings, Thomas J.  
Hathaway, Rawson.  
Hawks, Alanson K.  
Hayden, George F.  
Hildreth, James, 2d.  
Hill, Clement H.  
Hill, Hamilton A.  
Hooper, John H.  
Howe, Asa F.  
Howe, Simon H.  
Howe, William  
Hutchinson, Eben.  
Jennings, Andrew J.  
Johnson, Henry A.  
Jones, Augustine.  
Kimball, Ensign.  
Lincoln, George C.  
Lovell, Andrew.  
Lovell, John D.  
Lowther, George W.  
Macomber, Pardon.

|                                |                                      |
|--------------------------------|--------------------------------------|
| <b>Messrs.</b> Marsh, Edwin W. | <b>Messrs.</b> Sanford, Baalis, jun. |
| Marshall, George S.            | Sargent, Edmund P.                   |
| McPherson, Ebenezer M.         | Shortle, Henry.                      |
| Merriam, Artemus.              | Smith, Matthew.                      |
| Merritt, Amos W.               | Smyth, William A. S.                 |
| Nickerson, Richard E.          | Spaulding, Pliny F.                  |
| Noble, Joseph G.               | Stackpole, Stephen A.                |
| Oakman, William C.             | Stuart, William J.                   |
| Otis, John L.                  | Taft, Zadok A.                       |
| Packard, Henry B.              | Thomas, Edward I.                    |
| Paige, Calvin D.               | Tilton, John W.                      |
| Paige, Lucius R.               | Turner, John.                        |
| Parmenter, J. Sumner.          | Underwood, Horace.                   |
| Partridge, David A.            | Wales, Abijah T.                     |
| Peck, William G.               | Walton, Solon.                       |
| Perry, Josiah.                 | Warren, Alonzo.                      |
| Pike, James D.                 | Washburn, John D.                    |
| Potter, Timothy D.             | White, Daniel N.                     |
| Price, George.                 | Whitmore, Charles S.                 |
| Rand, Oliver J.                | Wiggin, William H.                   |
| Randall, David.                | Wilder, Sydney.                      |
| Reed, William, jun.            | Winn, John.                          |
| Richards, James H.             | Wiswell, Joseph.                     |
| Ricker, John W.                | Wood, Solon.                         |
| Robinson, William.             | Wyman, Oliver B.                     |

## NAYS.

|                                    |                                  |
|------------------------------------|----------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Dunham, Jarvis N. |
| Allen, Charles H.                  | Emery, Levi.                     |
| Barnes, Sidney.                    | Emory, James W.                  |
| Beach, Theodore D.                 | Field, Ralph A.                  |
| Billings, Joseph.                  | Flood, John T.                   |
| Bird, Francis W.                   | Galligan, John H.                |
| Blanchard, William.                | Gilbert, Edwin.                  |
| Bliss, William B.                  | Gilman, Freeman L.               |
| Bolles, Matthew.                   | Goulding, Frank P.               |
| Brown, Luther J.                   | Hardy, Noah L.                   |
| Byram, Charles R.                  | Jackson, John.                   |
| Carberry, William H.               | Jager, Charles V.                |
| Carroll, Lewis.                    | Kelley, Joseph J.                |
| Chapin, Nahum.                     | Kelly, Jarvis P.                 |
| Clark, Leonard.                    | Keyes, Patrick.                  |
| Coffin, Hiram B.                   | Knowlton, Marcus P.              |
| Cooke, Hiram N.                    | Leary, Frank D.                  |
| Cummings, John W.                  | Leighton, Edwin F.               |
| Cunningham, Thomas.                | Locke, James L.                  |
| Curtice, John W.                   | Mahon, John.                     |
| Daly, Anthony C.                   | Manning, William.                |
| Doherty, Daniel.                   | Marden, Frederic A.              |

McGibbons, Samuel S.  
 McGlynn, Patrick M.  
 Moore, Phillips.  
 Moors, Albert.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Newton, John F.  
 Nugent, James H.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Pillsbury, Albert E.  
 Prescott, Charles J.  
 Pynchon, William.  
 Putnam, Henry W.  
 Read, William A.  
 Reed, William.  
 Rinn, Michael.  
 Russell, Solomon N.

Shea, John B.  
 Spaulding, Timothy G.  
 Sprague, Leander.  
 Stiles, Henry S.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Tucker, Payson E.  
 Wadsworth, Alexander.  
 Walsh, James L.  
 Webster, Abel.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 Whitehead, Joseph.  
 Whitehouse, Sydney F.  
 Wilcox, Henry M.  
 Wilson, George A.  
 Wright, John H.

Yeas, 108 ; nays, 79.

The bill was placed in the orders of the day, for a second reading to-morrow.

The reports of the committee on the Liquor Law :

Inexpedient to legislate, on an order relative to licensing apothecaries ;

Leave to withdraw, on petition of the selectmen of Provincetown ; also

The Senate Bill (on leave) to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors ;

Were severally laid on the table on motions of Mr. Knowlton of Springfield.

The Bill to prevent over-insurance, and to define to whom payment of losses shall be made in certain cases, was read a second time, and, pending the question on ordering it to a third reading, the

House at 5.55 adjourned.

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FRIDAY, March 22, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Daly of Boston, was,

at the request of Mr. Washburn of Worcester, laid over until Monday :—

Committee on  
Military Affairs.

*Ordered*, That the committee on Military Affairs be instructed to visit the National Soldiers' Home at Augusta, in the State of Maine.

The order offered yesterday by Mr. Bird of Walpole, relative to sessions on Saturdays, and laid over, was rejected.

*Papers from the Senate.*

Schools for  
seamen.

The petition of George Knight and others, in aid of that of R. B. Forbes and others, for the establishment of schools for seamen, was referred, in concurrence, to the committee on Education.

Reports :

Menhaden.

Of the committee on the Fisheries, leave to withdraw :  
On the petition of Isaac W. Read and others, relative to the catching of menhaden in the waters of the Commonwealth ; and

Buzzard's Bay.

On the petitions of K. E. Terry and others, relative to the catching of menhaden in Buzzard's Bay, and remonstrances against the same ; and

Ibid.

Inexpedient to legislate, on the order relative to seining in Buzzard's Bay ; and

Horace Mann's  
works.

Of the committee on Education, leave to withdraw, on the memorial of George B. Emerson, for an appropriation to furnish the educational works of Horace Mann to school and town libraries ;

Severally accepted by the Senate, were read, and placed in the orders of the day for Monday.

Bills :

Hay and straw.

To repeal sections 76 and 77 of chapter 49 of the General Statutes, concerning pressed hay and straw ; and

Probate ac-  
counts.

To amend chapter 199 of the Acts of the year 1877, relating to the settlement of probate accounts ;

Severally passed to be engrossed by the Senate, were read ; and the first-named was referred to the committee on the Judiciary, and the last, to the committee on Probate and Chancery.

*Bill Enacted.*

Bill enacted.

An engrossed Bill relating to the payment of certain damages, liabilities, costs, and expenses by the town of Lexington (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.***Reports :**

By Mr. Daly of Boston, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to requiring administrators, executors, guardians, and trustees to exhibit annually to the judges of the probate courts the securities belonging to their respective estates; and

Securities of executors, etc.

By Mr. Galligan of Taunton, from the same committee, inexpedient to legislate, on an order relative to amending the laws concerning dower, tenancy by the curtesy, and the distribution of estates of intestates;

Dower, etc.

By Mr. Partridge of Medway, from the committee on Claims, leave to withdraw, on the petition of Adelia T. Jones for State aid;

A. T. Jones.

By Mr. Hart of Taunton, from the committee on Manufactures, inexpedient to legislate, on an order relative to accidents caused by the explosion of boilers upon steamboats;

Boilers.

Were severally read, and placed in the orders of the day for Monday.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, on petitions of Mathias Amos, and others, a Bill in addition to an act to incorporate the town of Mashpee.

Mashpee.

By Mr. Partridge of Medway, from the committee on Claims, on an order, a Resolve in favor of Rebecca E. Libby.

R. E. Libby.

By Mr. Clark of Springfield, from the same committee, on a petition, a Resolve in favor of Chester C. Conant.

C. C. Conant.

By Mr. Brackett of Boston, from the committee on Education (Messrs. Peck and Everett dissenting), on a memorial, a Resolve in favor of the Worcester County Free Institute of Industrial Science.

Worcester County Free Institute.

By Mr. Hale of Cambridge, from the same committee (Messrs. Peck and Everett dissenting), on a memorial, a portion of the Governor's Address, and petitions, a Resolve in favor of the Massachusetts Institute of Technology.

Institute of Technology.

Severally read, and referred, under the rule, to the committee on Finance.

By Mr. Hawkes of Lynn, from the committee on Elections, asking to be discharged from the further consideration of the order relative to public meetings for the selection of candidates for public office, and recommending its reference to the committee on the Judiciary.

Caucuses.



Bridget Murphy.

By Mr. Otis of Northampton, from the committee on Military Affairs, asking to be discharged from further consideration of the Resolve in favor of Bridget Murphy of Merrimac, and recommending its reference to the committee on Finance.

Severally accepted under a suspension of the rule; and the report last named was sent up for concurrence in the discharge of the committee.

Idiotic youth.

By Mr. Kelley of Cambridge, from the committee on Public Charitable Institutions, no legislation necessary, on the Thirtieth Annual Report of the Trustees of the Massachusetts School for Idiotic and Feeble-minded Youth.

State charities.

By Mr. Bancroft of Boston, from the same committee, no legislation necessary, on the Fourteenth Annual Report of the Board of State Charities.

Brookline railroad-stations.

By Mr. Wilder of Lowell, from the committee on Railroads, reference to next General Court, on the petition of Willard Marcy and others, relative to railroad-stations in Brookline, and a petition in aid of the same.

Certificates of corporations.

By Mr. Ranlett of Newton, from the committee on Taxation, inexpedient to legislate on the Abstract of the Certificates of Corporations for 1877.

Severally accepted under suspension of the rule, and sent up for concurrence.

Steam-boilers.

By Mr. Howe of Marlborough, from the committee on Manufactures, that the Bill (on leave) for the appointment of inspectors of steam-boilers ought not to pass. (Mr. Stuart of Hyde Park dissented from the report, and recommended the passage of a "Bill to provide for the appointment of inspectors of steam-boilers.")

Factory inspection.

By Mr. Lowther of Boston, from the committee on Labor (Mr. Coffin of Fall River, dissenting), that the Bill (on leave) in relation to the inspection of factories and public buildings, and for other purposes, ought not to pass.

Severally placed in the orders of the day for Monday, the question in each case being on the rejection of the bill.

Fall River — courts in.

By Mr. Jennings of Fall River, from the committee on the Judiciary, that the Senate Bill authorizing the Supreme Judicial Court to adjourn to and hold special terms in Fall River ought to pass. Placed in the orders of the day for Monday for a second reading.

Insurance business.

By Mr. Smyth of Worcester, from the committee on Insurance, on the report of the Insurance Commissioner,

in part, a Bill to regulate the transaction of the business of insurance in this Commonwealth.

By Mr. Tilton of Haverhill, from the committee on Mercantile Affairs, on an order, a Bill relating to sales of merchandise at auction in this Commonwealth by non-residents. Auction sales.

By Mr. Hawkes of Lynn, from the committee on Railroads, on petitions, a Bill for the formation of a new corporation, with authority to purchase and operate the Ashburnham Railroad in the town of Ashburnham. Ashburnham Railroad.

By Mr. Taft of Uxbridge, from the committee on Roads and Bridges, on a petition, a Bill relating to the expense of rebuilding Thurlow's Bridge, in Newbury. Thurlow's Bridge.

By Mr. Bird of Walpole, from the committee on Public Charitable Institutions, on a petition, a Bill to incorporate the Board of Aid to Land-Ownership. Board of Aid to Land-Ownership.

By Mr. Mellen of Worcester, from the committee on Labor, on an order and petitions, a Resolve relative to labor in State institutions. Convict labor.

Severally read, and ordered to a second reading.

By Mr. H. A. Hill of Boston, from the committee on Finance, that the Resolve in favor of George White ought to pass. George White.

By Mr. Brown of Fitchburg, from the same committee, that the Resolve providing for additional buildings for the State Lunatic Hospital at Taunton ought to pass. Taunton Hospital.

By Mr. Bolles of Boston, from the same committee, that the Resolve relating to the Reformatory Prison for Women ought to pass. Woman's Prison.

By Mr. Allen of Boston, from the same committee, that the Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary ought to pass. Eye and Ear Infirmary.

Severally placed in the orders of the day for Monday, for a second reading.

#### *Motions to Reconsider.*

A motion of Mr. Prescott of Boston, to reconsider the vote whereby the House yesterday accepted the report of the committee on Constitutional Amendments, inexpedient to legislate, on an order relative to biennial sessions of the legislature and biennial elections, was rejected. Biennial sessions.

On motion of Mr. Hastings of Worcester, the vote whereby the House yesterday accepted the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending chapter 156 of the General Statutes, relative to term fees, was reconsidered; and, on his further motion, the report was laid on the table. Term fees.

**Green Harbor.** On motion of Mr. Barnes of Plymouth, the vote whereby the House yesterday rejected the Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield, was reconsidered; and, pending the recurring question on rejection, the resolve was, on further motion of the same gentleman, recommitted to the committee on Harbors.

**Stony Brook.** Mr. Allen of Boston moved a reconsideration of the vote whereby the House yesterday refused to concur with the Senate in suspending the 20th joint Rule, on the petition of the mayor of Boston, relative to Stony Brook and its tributaries; and, on his further motion, the motion to reconsider was laid on the table.

*Discharged from the Orders.*

**Hoosac Tunnel.** On motions of Mr. Noyes of Boston, the Resolve providing for an amendment to the constitution, to prohibit the alienation of the title of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel, was discharged from the orders of the day; and its further consideration was postponed until Tuesday next.

**First District Court — Essex.** The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the First District Court of Essex County, was, on motions of Mr. Baker of Beverly, discharged from the orders of the day, and referred to the committee on Expenditures.

Sent up for concurrence.

**Naturalization.** The Bill (on leave) relating to naturalization was, on motions of Mr. Rinn of Lawrence, discharged from the orders of the day, ordered printed, and its further consideration postponed until Monday.

**Liquor Law.** The Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," was, on motion of Mr. Jennings of Fall River, discharged from the orders of the day, and its further consideration postponed until Wednesday next.

*Orders of the Day.*

**Orders of the day.** Reports of the committee on the Judiciary, inexpedient to legislate severally on orders:

Relative to repealing or altering chapter 382 of the Acts of the year 1871, relating to betterments;

Relative to the better protection of titles to real estate under foreclosure of mortgages by power of sale; and

Relative to requiring licensed auctioneers to give bonds ;  
also

No legislation necessary, on the report of the Attorney-General ; and the

Report of the committee on Probate and Chancery, leave to withdraw, on the petition of Samuel M. Bubier and others, for sessions of the Probate Court in the city of Lynn ;

Were severally accepted.

Reports :

Of the committee on Claims, leave to withdraw, on the petition of George Clapp and Frederick K. Ballou, for compensation for building sea-walls ;

Of the committee on Towns, leave to withdraw, on petitions for a division of the town of Edgartown ;

Of the committee on Water Supply and Drainage, inexpedient to legislate, on an order relative to the sale of tainted fish ;

Of the committee on Public Charitable Institutions, no legislation necessary :

On the Annual Report of the Trustees of the Perkins Institution and Massachusetts School for the Blind ;

On the Annual Report of the Inspectors of the State Workhouse at Bridgewater ; and

On the Annual Report of the Trustees of the State Lunatic Hospital at Northampton ;

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to the use of weirs, seines, and nets in the waters of Vineyard Sound ; and

Of the committee on Prisons, on an order relative to contracts for labor at the House of Correction at East Cambridge ;

Were severally accepted, and sent up for concurrence.

The report of the committee on Prisons, inexpedient to legislate, on the Annual Report of the State Agency for aiding Discharged Convicts, was accepted in concurrence.

The Bill (on leave) to amend chapter 385 of the Acts of the year 1874, establishing a Reformatory Prison for Women, was rejected, as recommended by the committee on Prisons.

The Resolve in favor of Samuel C. Kenney ; and

Bills :

To authorize the appointment of trustees for the Massachusetts School for Idiotic and Feeble-minded Youth ;

Concerning the continuance of cases *nisi* in the Superior Court ;

To amend section 6 of chapter 40 of the General Statutes, relating to returns of school committees ;

In relation to the indexes in the registry of deeds of the county of Suffolk ;

To change the name of the Fourth Congregational Precinct in Rochester to the First Congregational Society in Marion, and for other purposes ; and

To incorporate the proprietors of Maple-grove Cemetery ;

Were severally read, and ordered to a third reading.

Resolves :

In favor of the Massachusetts School for Idiotic and Feeble-minded Youth ; and

In favor of Company C, Eighth Regiment Massachusetts Volunteer Militia ; and

Bills :

Relating to foreign insurance companies ;

Requiring returns relating to fires ;

Limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions ; and

To amend chapter 120 of the Acts of the year 1869, entitled " An Act to prevent fraud in the sale of cotton sewing-thread ; "

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills :

Relating to securities held by savings banks and trust companies in pledge or as collateral ;

To amend an act relating to public warehouses ; and

To authorize the Butchers' Slaughtering and Melting Association to increase its capital stock, and for other purposes (the title being amended, as recommended by the committee on the Judiciary, to read, " An Act relating to the Butchers' Slaughtering and Melting Association " ) ;

Were severally read a third time, and passed to be engrossed in concurrence ; the last-named bill being sent up for concurrence in the amendment to the title.

The Bill to prevent over-insurance, and to define to whom payment of losses shall be made in certain cases, was further considered, amended on motion of Mr. Dunham of Pittsfield, and ordered to a third reading.

The Bill to incorporate the trustees of the Public Library of the city of Boston was further considered. The pending amendment, moved by Mr. Prescott of Boston, was adopted; and the bill as amended was passed to be engrossed, and sent up for concurrence.

The Bill concerning trustee process was further considered. After extended debate the previous question was ordered on motion of Mr. Norton of Boston. On the request of Mr. C. H. Hill of Boston, the yeas and nays were ordered on the pending motion of Mr. Knowlton to amend by substituting new sections for sections 1 and 2; and, the roll being called, the amendments were adopted, by a vote of 72 yeas to 70 nays, as follows:—

## YEAS.

|                             |                            |
|-----------------------------|----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Jenkins, Edward J. |
| Allen, Charles H.           | Jones, Augustine.          |
| Ames, James H.              | Keyes, Patrick.            |
| Barrett, George V.          | Kimball, Ensign.           |
| Bartholomew, Elisha P.      | Knowlton, Marcus P.        |
| Beal, Melvin.               | Lincoln, George C.         |
| Bliss, William B.           | Lovell, John D.            |
| Bolles, Matthew.            | Manning, William.          |
| Brackett, John Q. A.        | McPherson, Eben. M.        |
| Brooks, William A.          | Moseley, Frederick P.      |
| Brown, Luther J.            | Newton, John F.            |
| Bush, Charles W.            | Noble, Joseph G.           |
| Chapin, Nahum.              | Packard, Henry B.          |
| Clark, Leonard.             | Parmenter, J. Sumner.      |
| Cornell, John.              | Pillsbury, Albert E.       |
| Cowdrey, George A.          | Potter, Timothy D.         |
| Cunningham, Thomas.         | Read, William A.           |
| Curtice, John W.            | Richards, James H.         |
| Curtis, Jason L.            | Robinson, William.         |
| Curtis, Orson B.            | Sanford, Baalis, jun.      |
| Daly, Anthony C.            | Sargent, Edmund P.         |
| Doane, Freeman.             | Sargent, Lucius M.         |
| Doherty, Daniel.            | Shortle, Henry.            |
| Eager, Edward R.            | Spaulding, Pliny F.        |
| Ellis, W. Irving.           | Stiles, Henry S.           |
| Emery, Levi.                | Tilton, John W.            |
| Emory, James W.             | Walsh, James L.            |
| Field, Lucius.              | Washburn, John D.          |
| Gilman, Freeman L.          | Webster, Abel.             |
| Hawks, Alanson K.           | Webster, Edwin R.          |
| Hooper, John H.             | Wentworth, Samuel H.       |
| Howe, Asa F.                | White, Daniel N.           |
| Hutchinson, Eben.           | Whitehead, Joseph.         |

## JOURNAL OF THE HOUSE.

Messrs. Whitehouse, Sydney F. Messrs. Wilson, George A.  
 Wiggin, William H. Winn, John.  
 Wilcox, Henry M. Wonson, Charles H.

## NAYS.

|                        |                             |
|------------------------|-----------------------------|
| Messrs. Baker, John I. | Messrs. Marshall, George S. |
| Bancroft, Alonzo.      | McGibbons, Samuel S.        |
| Bartlett, James E. T.  | McGlynn, Patrick M.         |
| Beach, Theodore D.     | Mellen, James H.            |
| Billings, Joseph.      | Merritt, Amos W.            |
| Bird, Francis W.       | Moore, Phillips.            |
| Carberry, William H.   | Moors, Albert.              |
| Carroll, Lewis.        | Norton, Eugene L.           |
| Coffin, Hiram B.       | Nugent, James H.            |
| Colburn, George F.     | O'Neil, Joseph H.           |
| Cummings, John W.      | Osgood, Charles S.          |
| Cushing, Levi L., jun. | Otis, John L.               |
| Desmond, Cornelius.    | Paddock, Henry.             |
| Fairbank, John B.      | Paige, Lucius R.            |
| Flood, John T.         | Price, George.              |
| French, Gardner.       | Rand, Oliver J.             |
| Gardner, Nelson.       | Randall, David.             |
| Goulding, Frank P.     | Reed, William, jun.         |
| Hale, Edwin B.         | Ricker, John W.             |
| Hardy, Noah L.         | Rinn, Michael.              |
| Haskell, Edward H.     | Shea, John B.               |
| Hastings, Thomas J.    | Smyth, William A. S.        |
| Hathaway, Rawson.      | Spaulding, Timothy G.       |
| Hawkes, Nathan M.      | Stone, Eben F.              |
| Hayden, George F.      | Stuart, William J.          |
| Hill, Clement H.       | Thomas, Edward I.           |
| Hill, Hamilton A.      | Thurston, Charles F.        |
| Jennings, Andrew J.    | Tucker, Payson E.           |
| Kelley, Joseph J.      | Wadsworth, Alexander.       |
| Leary, Frank D.        | Wales, Abijah T.            |
| Locke, James L.        | Walton, Solon.              |
| Lowther, George W.     | Warren, Alonzo.             |
| Macomber, Pardon.      | Wilder, Henry H.            |
| Marden, Frederic A.    | Wiswell, Joseph.            |
| Marsh, Edwin W.        | Wood, Solon.                |

Yeas, 72 ; nays, 70.

Pending the main question, on ordering the bill to a third reading, Mr. Mellen of Worcester moved that the House adjourn. On this motion the yeas and nays were ordered on the request of Mr. Goulding of Worcester ; and, the roll being called, the motion to adjourn was lost by a vote of 36 yeas to 56 nays, as follows : —

## YEAS.

Messrs. Baker, John I.  
 Billings, Joseph.  
 Coffin, Hiram B.  
 Cummings, John W.  
 Curtice, John W.  
 Desmond, Cornelius.  
 Flood, John T.  
 French, Gardner.  
 Goulding, Frank P.  
 Hale, Edwin B.  
 Haskell, Edward H.  
 Hathaway, Rawson.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Leary, Frank D.  
 Marden, Frederic A.

Messrs. Mellen, James H.  
 Moore, Phillips.  
 Norton, Eugene L.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Rand, Oliver J.  
 Ricker, John W.  
 Shea, John B.  
 Smyth, William A. S.  
 Spaulding, Timothy G.  
 Stiles, Henry S.  
 Thomas, Edward I.  
 Wadsworth, Alexander.  
 Walton, Solon.  
 Washburn, John D.  
 White, Daniel N.  
 Wilcox, Henry M.  
 Wiswell, Joseph.

## NAYS.

Messrs. Aldrich, Charles P.  
 Allen, Charles H.  
 Bancroft, Alonzo.  
 Bartholomew, Elisha P.  
 Beal, Melvin.  
 Bird, Francis W.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Brown, Luther J.  
 Carberry, William H.  
 Carroll, Lewis.  
 Chapin, Nahum.  
 Cowdrey, George A.  
 Curtis, Jason L.  
 Curtis, Orson B.  
 Cushing, Levi L., jun.  
 Daly, Anthony C.  
 Doherty, Daniel.  
 Ellis, W. Irving.  
 Emery, Levi.  
 Fairbank, John B.  
 Gardner, Nelson.  
 Hooper, John H.  
 Hutchinson, Eben.  
 Jones, Augustine.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Kimball, Ensign.

Messrs. Locke, James L.  
 Marsh, Edwin W.  
 McPherson, Eben. M.  
 Merritt, Amos W.  
 Moseley, Frederick P.  
 Newton, John F.  
 Osgood, Charles S.  
 Paddock, Henry.  
 Pillsbury, Albert E.  
 Prescott, Charles J.  
 Randall, David.  
 Richards, James H.  
 Robinson, William.  
 Sargent, Lucius M.  
 Shortle, Henry.  
 Spaulding, Pliny F.  
 Stuart, William J.  
 Thurston, Charles F.  
 Tucker, Payson E.  
 Walsh, James L.  
 Webster, Abel.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 Whitehouse, Sydney F.  
 Wilder, Henry H.  
 Wilson, George A.  
 Wonson, Charles H.  
 Wood, Solon.

Yeas, 36 ; nays, 56.



Mr. Wood of Hudson rose to a point of order that no quorum of the House was present; and, a count being had, it appeared that but 86 members were present. Whereupon the House

At 5.50 adjourned.

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MONDAY, March 25, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Governor.*

New State  
Prison.

A message was received from his Excellency the Governor, enclosing a communication from the Board of Inspectors of the State Prison relative to the amount of money needed in putting in operation the new State Prison at Concord. Read, referred (no objection being made) to the committee on Prisons, and sent up for concurrence.

*Petitions Presented.*

Soldiers' Home.

By Mr. Howe of Holden, petition of Isaac Damon and 28 others, for an appropriation to establish a Soldiers' Home. Referred to the committee on Military Affairs. Sent up for concurrence.

Massachusetts  
Charitable Me-  
chanic Asso-  
ciation.

By Mr. Wade of Newton, petition of the Massachusetts Charitable Mechanic Association, for an act authorizing said association to erect a wooden building within the limits of the city of Boston. Referred, under a suspension of the 20th joint Rule, to the committee on the Judiciary.

Denominational  
chaplaincies.

A communication was received enclosing resolutions adopted by the Evangelical Ministers' Association of Boston and vicinity, concerning denominational chaplaincies in State institutions, which was read, and placed on file.

*Order.*

Committee on  
Military Affairs.

The order offered on Friday by Mr. Daly of Boston, and laid over, relative to a visit of the committee on Military Affairs to the National Soldiers' Home in Augusta, Me., was adopted, and sent up for concurrence.

*Papers from the Senate.*

The order relative to allowing further time to the committee on Prisons to report on matters before them came down, with the indorsement that the Senate non-concurred in the House amendment. The House receded from its amendment, on motion of Mr. King of Boston.

Prison Committee.

**Reports :**

Of the committee on Federal Relations, leave to withdraw, on the petition of William Giles Dix, for a convention of the people of the United States for the purpose of forming a new National Constitution; and

National Constitution.

Of the committee of Water Supply and Drainage, leave to withdraw, on the petition of the city of Worcester for an act authorizing said city to take water from Tatnuck Brook;

Worcester  
Tatnuck Brook.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

**Bills :**

To confirm the election of moderator in the town of Bradford; and

Bradford  
moderator.

To abolish the Third and Fourth District Courts of Plymouth, to enlarge the Second District Court of Plymouth, and to establish the District Court of Southern Plymouth;

Plymouth  
courts.

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

A Bill to amend chapter 49 of the General Statutes, in relation to the inspection and sale of hoops (reported on an order), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Hoops.

*Reports of Committees.*

By Mr. Wade of Newton, from the committee on the Judiciary, inexpedient to legislate:

On an order relative to compensation of officers for the use of public conveyances in the service of civil process; and

Public convey-  
ance of officers.

On orders relative to amending chapter 131 of the General Statutes, relative to taking depositions out of the Commonwealth.

Depositions.

By Mr. Pillsbury of Boston, from the same committee (Messrs. Wade, Walsh, and Knowlton dissenting), inexpedient to legislate, on an order relative to opinion of the justices of the Supreme Court concerning pauperism and the right of suffrage.

Pauperism and  
suffrage.

Lowell — street-peddlers.

By Mr. Walsh of Boston, from the same committee, leave to withdraw, on the petition of the mayor of Lowell for amendment of the charter of said city, relative to peddling in the public streets.

Massachusetts Veterinary College.

By Mr. Everett of Wareham, from the committee on Education, leave to withdraw, on the petition of the Massachusetts Veterinary College for authority to grant diplomas. (Printed as House Doc. No. 210.)

Green-Harbor River.

By Mr. Coffin of Salisbury, from the committee on the Fisheries, inexpedient to legislate, on an order relative to fisheries in Green-Harbor River in Marshfield.

Severally read, and placed in the orders of the day for to-morrow.

Mayo and Baker.

By Mr. Fairbank of Oakham, from the committee on Claims, on a petition (Mr. White of the Senate dissenting), a Resolve in favor of Amaziah Mayo and George G. Baker. Read, and referred, under the rule, to the committee on Finance.

T. Murphy.

By the same gentleman, from the same committee, that the Senate Resolve (re-committed) in favor of Timothy Murphy ought to pass.

J. P. Sawin.

By the same gentleman, from the same committee, that the Senate Resolve (re-committed) in favor of John P. Sawin ought to pass with an amendment.

Severally placed in the orders of the day for to-morrow, for a second reading.

Woman's Prison.

By Mr. Goulding of Worcester, from the committee on the Judiciary, on an order, a Bill to amend an act entitled "An Act to establish a Reformatory Prison for Women."

Temporary stands.

By Mr. Wade of Newton, from the same committee, on a petition, a Bill in relation to sales of merchandise at temporary stands in the public streets.

Judgment debtors.

By Mr. Knowlton of Springfield, from the same committee, on an order (Mr. Wade of Newton dissenting), a Bill to repeal chapter 250 of the Acts of the year 1877, relating to the arrest and examination of judgment debtors.

Fusilier Veteran Association.

By Mr. Gilman of Boston, from the committee on Military Affairs, on a petition taken from the files of last year, a Bill to incorporate the Fusilier Veteran Association of the city of Boston.

Salem — sewer.

By Mr. Marden of Boston, from the committee on Water Supply and Drainage, on a petition, a Bill to authorize the city of Salem to construct a main drain or sewer in the North River.

Severally read, and ordered to a second reading.

*Discharged from the Orders.*

On motion of Mr. Moseley of Boston, the Bill concerning certain stations of the New-York and New-England Railroad Company in Newton was discharged from the orders of the day, and considered. The bill was read a third time, amended on further motion of the same gentleman, passed to be engrossed, and sent up for concurrence.

Newton rail-road-stations.

On motion of Mr. Johnson of Boston, the Bill relating to sales of merchandise at auction in this Commonwealth by non-residents was discharged from the orders of the day, and, on further motion of the same gentleman, was re-committed to the committee on Mercantile Affairs.

Auction sales.

On motion of Mr. McGlynn of Fall River, the report of the committee on Labor, inexpedient to legislate, on an order relative to amending the ten-hour law, was discharged from the orders of the day, and, on further motion of the same gentleman, its further consideration was postponed until to-morrow.

Ten-hour law.

*Orders of the Day.*

Reports :

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to jurisdiction of Police Courts in reference to the crime of larceny ;

Of the committee on Probate and Chancery, inexpedient to legislate :

On an order relative to requiring administrators, executors, guardians, and trustees to exhibit annually the securities belonging to their respective estates ; and

On an order relative to amending the laws concerning dower, tenancy by the curtesy, and the distribution of estates of intestates ;

Were severally accepted.

Orders of the day.

Reports :

Of the committee on Claims, leave to withdraw :

On the petition of Adelia S. Jones for State aid ; and

On the petition of Mary E. Bates for State aid ;

Were severally accepted, and sent up for concurrence ; a motion of Mr. Spaulding of Northampton to amend the last-named report by substituting a resolve having been lost.

Reports :

Of the committee on the Fisheries, leave to withdraw :

On the petition of Isaac W. Read and others, relative to

the catching of menhaden in the waters of the Commonwealth; and

On the petition of K. E. Terry and others, relative to the catching of menhaden in Buzzard's bay; also

Inexpedient to legislate, on the order relative to seining in Buzzard's Bay; and

Of the committee on Education, leave to withdraw, on the memorial of George B. Emerson for an appropriation to furnish the educational works of Horace Mann to school and town libraries;

Were severally accepted in concurrence.

Resolves:

Relative to labor in State institutions;

Relating to the Reformatory Prison for Women;

In favor of the Massachusetts Charitable Eye and Ear Infirmary; and

In favor of George White; and

Bills:

For the formation of a new corporation, with authority to purchase and operate the Ashburnham Railroad in the town of Ashburnham;

Authorizing the Supreme Judicial Court to adjourn to, and hold special terms in, Fall River; and

In relation to applications for policies of fire and life insurance;

Were severally read, and ordered to a third reading.

Bills:

To establish a fire district in the town of Lee, and for the dissolution of the existing fire district;

To prevent over-insurance, and to define to whom payment of losses shall be made in certain cases;

Concerning the continuance of cases *nisi* in the Superior Court; and

In relation to the indexes in the Registry of Deeds of the county of Suffolk; and a

Resolve in favor of Samuel C. Kenney;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

Abolishing the tolls on the Connecticut-river Bridge, between the towns of Deerfield and Montague;

To supply the town of Brockton with pure water; and

To incorporate the proprietors of Maple-grove Cemetery;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to change the name of the Fourth Congregational precinct in Rochester to the First Congregational Society in Marion, and for other purposes, was read a third time, and passed to be engrossed in concurrence. Pending a motion of Mr. Pillsbury of Boston, to amend the title, the further consideration of the subject was postponed until to-morrow.

The Bill relating to the Central District Court of Worcester was read a third time; and, pending the question on its engrossment, its further consideration was postponed until to-morrow, on motion of Mr. Walsh of Boston.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to term-fees in the Supreme Judicial and Superior Courts, was further considered. Mr. Hastings of Worcester moved to amend by substituting a Bill relating to term-fees; which motion was carried, and the bill was ordered to a second reading.

The Bill concerning trustee process was ordered to a third reading, the previous question having been ordered yesterday.

The Bill relating to the state detective force was read a second time, and considered. An amendment, moved by Mr. Norton of Boston, increasing the force from twenty, as provided in the bill, to thirty, was adopted. On request of Mr. Kelley of Cambridge, the yeas and nays were ordered on the main question; and, the roll being called, the bill as amended was ordered to a third reading, by a vote of 131 yeas to 33 nays, as follows:—

YEAS.

|                             |                            |
|-----------------------------|----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Brooks, William A. |
| Allen, Charles H.           | Brown, Luther J.           |
| Ames, James H.              | Bush, Charles W.           |
| Baker, George M.            | Carll, Francis.            |
| Baker, John I.              | Chapin, Nahum.             |
| Bancroft, Alonzo.           | Clark, Leonard.            |
| Bartlett, James E. T.       | Cornell, John.             |
| Beal, Melvin.               | Cowdrey, George A.         |
| Bent, Myron W.              | Curtis, Jason L.           |
| Bird, Francis W.            | Curtis, Orson B.           |
| Bolles, Matthew.            | Cushing, Levi L., jun.     |
| Brackett, John Q. A.        | Davis, Charles A.          |
| Brigham, George O.          | Davis, Robert L.           |

|   |   |
|---|---|
| <b>Messrs.</b> Eager, Edward R.<br>Emory, James W.<br>Fairbank, John B.<br>Field, Lucius.<br>Fish, Isaiah.<br>French, Gardner.<br>Gardner, Nelson.<br>Gilbert, Edwin.<br>Gilman, Freeman L.<br>Greene, Thomas R.<br>Hale, Edwin B.<br>Hardy, Noah L.<br>Hart, John W.<br>Haskell, Edward H.<br>Hastings, Thomas J.<br>Hathaway, Rawson.<br>Hawks, Alanson K.<br>Hawkes, Nathan M.<br>Hayden, George F.<br>Hildreth, James, 2d.<br>Hill, Hamilton A.<br>Hooper, John H.<br>Howe, Asa F.<br>Howe, Simon H.<br>Howe, William.<br>Howes, Thomas P.<br>Hyde, Henry D.<br>Jackson, John.<br>Jager, Charles V.<br>Jenkins, Edward J.<br>Johnson, Henry A.<br>Kimball, Ensign.<br>King, William S.<br>Knowlton, Marcus P.<br>Leary, Frank D.<br>Locke, James L.<br>Lovell, Benjamin S.<br>Lowther, George W.<br>Macomber, Pardon.<br>Macomber, William P.<br>Manning, William.<br>Marden, Frederic A.<br>Marlor, John.<br>Marshall, George S.<br>McGibbons, Samuel S.<br>McPherson, Eben. M.<br>Merriam, Artemus.<br>Merritt, Amos W.<br>Moseley, Frederick P.<br>Newton, John F. | <b>Messrs.</b> Nickerson, Richard E.<br>Noble, Joseph G.<br>Norton, Eugene L.<br>Noyes, Charles J.<br>Noyes, Chauncey O.<br>Nugent, James H.<br>Osgood, Charles S.<br>Packard, Henry B.<br>Paddock, Henry.<br>Paige, Lucius R.<br>Parmenter, J. Sumner.<br>Partridge, David A.<br>Peck, William G.<br>Pike, James D.<br>Pillsbury, Albert E.<br>Potter, Timothy D.<br>Powers, Henry W.<br>Prescott, Charles J.<br>Price, George.<br>Rand, Oliver J.<br>Read, William A.<br>Richardson, Jesper.<br>Ricker, John W.<br>Robinson, William.<br>Sanford, Baalis, jun.<br>Sargent, Edmund P.<br>Smith, Matthew.<br>Smyth, William A. S.<br>Spaulding, Pliny F.<br>Spaulding, Timothy G.<br>Sprague, Leander.<br>Stackpole, Stephen A.<br>Stiles, Henry S.<br>Stuart, William J.<br>Studley, Ezekiel R.<br>Swift, Van Rensselaer.<br>Thomas, Edward I.<br>Tilton, John W.<br>Tucker, Payson E.<br>Turner, John.<br>Underwood, Horace.<br>Wade, Levi C.<br>Wadsworth, Alexander.<br>Wales, Abijah T.<br>Warren, Alonzo.<br>Webster, Edwin R.<br>Whitehead, Joseph.<br>Whitehouse, Sydney F.<br>Whitmore, Charles S.<br>Wilder, Henry H. |
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Messrs. Wilder, Sydney.  
Winn, John.  
Wiswell, Joseph.

Messrs. Wonson, Charles H.  
Wood, Solon.

**NAYS.**

Messrs. Beach, Theodore D.  
Billings, Joseph.  
Carberry, William H.  
Carroll, Lewis.  
Chase, Charles H.  
Coffin, Samuel.  
Daly, Anthony C.  
Desmond, Cornelius.  
Emery, Levi.  
Flood, John T.  
Galligan, John H.  
Kelley, Joseph J.  
Kelly, Jarvis P.  
Keyes, Patrick.  
Lovell, Andrew.  
McGlynn, Patrick M.  
Mellen, James H.

Messrs. Moore, Phillips.  
Moors, Albert.  
Murphy, Patrick F.  
O'Neil, Joseph H.  
Phillips, Benjamin A.  
Reed, William, jun.  
Rinn, Michael.  
Stone, Eben F.  
Thompson, Leon'd, jun.  
Thurston, Charles F.  
Walsh, James L.  
Walton, Solon.  
Webster, Abel.  
Wentworth, Samuel H.  
Wilson, George A.  
Wyman, Oliver B.

Yeas, 131 ; nays, 33.

At 5.45 adjourned.

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TUESDAY, March 26, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Stone of Newbury-  
port, was, at the request of Mr. Osgood of Salem, laid over  
until to-morrow : —

*Ordered,* That, with the concurrence of the Senate, the  
opinions of the justices of the Supreme Judicial Court be  
required upon this question ; viz., —

Is the power to originate a bill appropriating money  
from the state treasury for objects of legislation limited  
by the constitution to the House of Representatives? or  
does this power of origination reside in both branches of  
the legislature?

Money-bills.



*Papers from the Senate.*

Foreign wills.

A Bill relating to the proof of foreign wills, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

## Bills :

Timber trees.

Concerning plantations of timber-trees, and the tax thereon (reported on a bill on leave and an order) ;

Telegraph and Telephone Company.

To incorporate the States Union Telegraph and Telephone Company (reported on a petition) ; and

Boston, Clinton, Fitchburg, and New-Bedford Railroad.

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to discontinue its passenger-station in New Bedford (reported on petitions) ;

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Committee on Tunnel.

The following order was adopted in concurrence : —

*Ordered*, That the committee on the Hoosac Tunnel and Troy and Greenfield Railroad be allowed further time to report relative to matters referred to them, and to visit and inspect said railroad during the present session, as may be necessary for the consideration of said matters.

Subsequently Mr. Dunham of Pittsfield moved to reconsider the vote whereby the House concurred in the adoption of the order ; which motion was placed in the orders of the day for to-morrow.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

To amend an act relating to the par value of shares in corporations ; and

Relating to the advertisements of insurance companies ; (Which severally originated in the House of Representatives) ; and

Relating to securities held by savings banks and trust companies in pledge or as collateral (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

T. Mallory.

By Mr. Clark of Springfield, from the committee on Claims, leave to withdraw, on the petition of Thomas Mallory for State aid, and petition in aid of the same.

By Mr. Sargent of Grafton, from the committee on Education, inexpedient to legislate :

On an order relative to the establishment of half-time day-schools in the cities and towns of the Commonwealth; and

Half-time schools.

On an order relative to obtaining information concerning the teaching of the industrial branches in the schools of other countries.

Industrial education.

By Mr. Everett of Wareham, from the same committee, inexpedient to legislate, on an order relative to distribution of moneys raised for support of schools.

School money.

By Mr. Wales of Attleborough, from the committee on the Fisheries, leave to withdraw, on the petition of Nathaniel Burnham and others, for an act to regulate the taking of eels in Ipswich River and its tributaries.

Ipswich River.

By Mr. Soule of New Bedford, from the committee on Railroads, inexpedient to legislate, on an order relative to the recommendations contained in the report of the state directors of the Boston and Albany Railroad.

State Directors.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. King of Boston, from the committee on Prisons, leave to withdraw, on the petition of the Middlesex county commissioners, for the abolishment of the Middlesex House of Correction for Women at East Cambridge.

Middlesex House of Correction.

By Mr. Dunham of Pittsfield, from the committee on Railroads, leave to withdraw, on the petition of the Fitchburg Railroad Company, relative to increase of its capital stock.

Fitchburg Railroad.

Severally accepted under suspension of the rule, and sent up for concurrence.

By Mr. Bird of Walpole, from the committee of Conference, on the disagreement of the two branches in relation to the printing of the appendix to the report of the special commission on Taxation, made to the legislature of 1875, that the committee fail to agree. Accepted under suspension of the rule.

Commissioners on Taxation — 1875.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill to confirm the election of moderator in the town of Bradford ought to pass.

Bradford.

By Mr. Stone of Newburyport, from the committee on Finance, that the resolves:

In favor of Chester C. Conant; and

C. C. Conant.

In favor of Rebecca E. Libby;

R. E. Libby.

Ought severally to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

Mayo and  
Baker.

By Mr. H. A. Hill of Boston, from the same committee, asking to be discharged from the further consideration of the Resolve in favor of Amaziah Mayo and George G. Baker. Accepted under suspension of the rule; and the resolve was placed in the orders of the day for to-morrow, for a second reading.

Mashpee.

By Mr. Allen of Boston, from the same committee, that the Bill in addition to "An Act to incorporate the town of Mashpee" ought to pass in a new draft with the same title.

Medical  
Inspectors.

By Mr. Brackett of Boston, from the committee on Education, on petitions, a Bill authorizing the appointment of medical inspectors of schools.

Riding on  
railroads.

By Mr. Wilder of Lowell, from the committee on Railroads, on the ninth annual report of the railroad commissioners, a Bill to prevent unauthorized riding upon railroads.

Severally read, and ordered to a second reading.

*Discharged from the Orders.*

Ten-hour law.

On motion of Mr. Hayden of Weymouth, the report of the committee on Labor, inexpedient to legislate, on an order relative to amending the ten-hour law, was discharged from the orders of the day, and, on further motion of the same gentleman, it was re-committed to the committee on Labor.

Woman's  
Prison.

On motion of Mr. King of Boston, the Bill to amend an act entitled "An Act to establish a Reformatory Prison for Women" was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was re-committed to the committee on Prisons.

*Taken from the Table.*

Vagrants.

On motion of Mr. Bird of Walpole, the Bill concerning vagrants was taken from the table, and, on motion of Mr. Mellen of Worcester, it was postponed for further consideration until next Friday.

*Orders of the Day.*

Orders of the  
day.

Reports :

Of the committee on the Judiciary; leave to withdraw, on the petition of the mayor of Lowell, relative to peddling in the public streets; and

Inexpedient to legislate, on an order relative to com-

pensation of officers for the use of public conveyances in the service of civil process; and

On orders relative to taking depositions out of the Commonwealth;

Were severally accepted.

Reports:

Of the committee on Claims, leave to withdraw, on the petition of the town of Adams, relative to rent of armory;

Of the committee on Railroads, inexpedient to legislate, on an order relative to the selection of state directors of the Boston and Albany Railroad;

Of the committee on Education, leave to withdraw, on the petition of the Massachusetts Veterinary College, for authority to grant diplomas; and

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to fisheries in Green-Harbor River;

Were severally accepted, and sent up for concurrence.

Reports:

Of the committee on Roads and Bridges, leave to withdraw, on the petition of S. A. Dean, relative to broad-rimmed wheels on loaded wagons;

Of the committee on Water Supply and Drainage, leave to withdraw, on the petition of the city of Worcester, concerning Tatnuck Brook;

Of the committee on Federal Relations, leave to withdraw, on the petition of William Giles Dix, concerning a new national constitution;

Were severally accepted in concurrence.

Bills (on leave):

To provide for the support of paupers;

Relating to naturalization;

To repeal chapter 70 of the Acts of the year 1875, concerning vagrants; and

In relation to the inspection of factories and public buildings, and for other purposes;

Were severally rejected in accordance with the recommendations of the respective committees to which they were referred.

Bills:

To incorporate the Fusilier Veteran Association of the city of Boston;

Relating to term fees;

To amend chapter 153 of the Acts of the year 1877,

entitled "An Act to incorporate the Fidelity Assurance Company of Massachusetts;" and

To amend chapter 49 of the General Statutes, in relation to the inspection and sale of hoops; and

Resolves:

In favor of John P. Sawin (amended as recommended by the committee on Claims); and

In favor of Timothy Murphy;

Were severally read, and ordered to a third reading.

Bills:

To authorize the appointment of trustees for the Massachusetts School for Idiotic and Feeble-minded Youth; and

For the formation of a new corporation, with authority to purchase and operate the Ashburnham Railroad in the town of Ashburnham; and

Resolves:

Relative to labor in state institutions;

In favor of the Massachusetts Charitable Eye and Ear Infirmary; and

In favor of George White;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relating to the Central District Court of Worcester was further considered, passed to be engrossed, and sent up for concurrence.

The Bill authorizing the Supreme Judicial Court to adjourn to, and hold special terms in, Fall River, was read a third time, and passed to be engrossed in concurrence.

The report of the committee on Finance, that the Resolve in favor of the Disabled Soldiers' Employment Bureau should be re-committed to the committee on Military Affairs, with instructions, was rejected; and the resolve was placed in the orders of the day, for a second reading to-morrow.

The Resolve providing for an amendment to the constitution, to prohibit the alienation of the title of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel, was read a third time. And the question being on agreeing to said article of amendment in these words, to wit, "No sale, lease, or conveyance shall be made of the right, title, or interest of the Commonwealth in the Troy and Greenfield Railroad or Hoosac Tunnel, or any part thereof," it was agreed to; two-thirds of the

members of the House present and voting thereon having voted in the affirmative, as follows:—

## YEAS.

|                                    |                                  |
|------------------------------------|----------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Galligan, John H. |
| Andrews, Israel W.                 | Gardner, Nelson.                 |
| Baker, George M.                   | Gilbert, Edwin.                  |
| Baker, John I.                     | Gilman, Freeman L.               |
| Bancroft, Alonzo.                  | Greene, Thomas R.                |
| Barnes, Charles E.                 | Hardy, Noah L.                   |
| Barrett, George V.                 | Hart, John W.                    |
| Bartlett, James E. T.              | Hastings, Thomas J.              |
| Beal, Melvin.                      | Hathaway, Rawson.                |
| Belcher, George C.                 | Hathaway, Thomas B.              |
| Bent, Myron W.                     | Hawks, Alanson K.                |
| Brigham, George O.                 | Hayden, George F.                |
| Brooks, William A.                 | Hildreth, James, 2d.             |
| Bush, Charles W.                   | Hooper, John H.                  |
| Byram, Charles R.                  | Howe, Asa F.                     |
| Carberry, William H.               | Howe, Simon H.                   |
| Carll, Francis.                    | Howe, William.                   |
| Carroll, Lewis.                    | Hutchinson, Eben.                |
| Case, Charles A.                   | Ingalls, Charles H.              |
| Clark, Leonard.                    | Jackson, John.                   |
| Cobb, Philander.                   | Jager, Charles V.                |
| Coffin, Hiram B.                   | Jenkins, Edward J.               |
| Coffin, Samuel.                    | Johnson, Henry A.                |
| Colburn, George F.                 | Kelley, Joseph J.                |
| Converse, Elisha S.                | Keyes, Patrick.                  |
| Cook, William H.                   | King, William S.                 |
| Cornell, John.                     | Leary, Frank D.                  |
| Cowdrey, George A.                 | Leighton, Edwin F.               |
| Cummings, John W.                  | Lewis, John A.                   |
| Cunningham, Thomas.                | Lincoln, George C.               |
| Curtice, John W.                   | Locke, James L.                  |
| Curtis, Orson B.                   | Lovell, Andrew.                  |
| Daly, Anthony C.                   | Lowther, George W.               |
| Davis, Charles A.                  | Mahon, John.                     |
| Davis, Robert L.                   | Mahony, James T.                 |
| Doane, Abiathar.                   | Marden, Frederic A.              |
| Doane, Freeman.                    | Marlor, John.                    |
| Doherty, Daniel.                   | McGibbons, Samuel S.             |
| Eager, Edward R.                   | McGlynn, Patrick M.              |
| Ellis, W. Irving.                  | McPherson, Eben. M.              |
| Emory, James W.                    | Mellen, James H.                 |
| Everett, Noble W.                  | Merriam, Artemus.                |
| Field, Ralph A.                    | Merritt, Amos W.                 |
| Fish, Isaiah.                      | Moore, Phillips.                 |
| French, Gardner.                   | Moors, Albert.                   |

|                                 |                            |
|---------------------------------|----------------------------|
| Messrs. Morton, Elb'ge G., jun. | Messrs. Robinson, William. |
| Moseley, Frederick P.           | Sanford, Baalis, jun.      |
| Murphy, Patrick F.              | Sargent, Edmund P.         |
| Nickerson, Richard E.           | Sargent, Lucius M.         |
| Noble, Joseph G.                | Shortle, Henry.            |
| Norton, Eugene L.               | Smyth, William A. S.       |
| Noyes, Charles J.               | Spaulding, Timothy G.      |
| Nugent, James H.                | Sprague, Leander.          |
| Oakman, William C.              | Stiles, Henry S.           |
| O'Neil, Joseph H.               | Stuart, William J.         |
| Otis, John L.                   | Swift, Van Rensselaer.     |
| Packard, Henry B.               | Taft, Zadok A.             |
| Paddock, Henry.                 | Thurston, Charles F.       |
| Paige, Calvin D.                | Tilton, John W.            |
| Paige, Lucius R.                | Tucker, Payson E.          |
| Parmenter, J. Sumner.           | Underwood, Horace.         |
| Partridge, David A.             | Wales, Abijah T.           |
| Peck, William G.                | Walsh, James L.            |
| Perry, Josiah.                  | Walton, Solon.             |
| Pike, James D.                  | Warren, Alonzo.            |
| Potter, Timothy D.              | Webster, Abel.             |
| Powers, Henry W.                | Webster, Edwin R.          |
| Price, George.                  | White, Newton.             |
| Rand, Oliver J.                 | Whitehead, Joseph.         |
| Randall, David.                 | Whitehouse, Sydney F.      |
| Ranlett, Charles E.             | Whitmore, Charles S.       |
| Reed, William.                  | Wiggin, William H.         |
| Reed, William, jun.             | Wilder, Sydney.            |
| Rice, George W.                 | Wilson, George A.          |
| Richards, James H.              | Wiswell, Joseph.           |
| Richardson, Jesper.             | Wyman, Oliver B.           |
| Rinn, Michael.                  |                            |

## NAYS.

|                           |                                |
|---------------------------|--------------------------------|
| Messrs. Allen, Charles H. | Messrs. Cushing, Levi L., jun. |
| Barnes, Sidney.           | Dunham, Jarvis N.              |
| Bartholomew, Elisha P.    | Emery, Levi.                   |
| Beach, Theodore D.        | Fairbank, John B.              |
| Billings, Joseph.         | Flood, John T.                 |
| Bird, Francis W.          | Glines, Jacob T.               |
| Blanchard, William.       | Goulding, Frank P.             |
| Bliss, William B.         | Hale, Edwin B.                 |
| Bolles, Matthew.          | Haskell, Edward H.             |
| Brackett, John Q. A.      | Hill, Clement H.               |
| Chamberlain, Alvin B.     | Hill, Hamilton A.              |
| Chapin, Nahum.            | Howes, Thomas P.               |
| Chase, Charles H.         | Jennings, Andrew J.            |
| Cooke, Hiram N.           | Jones, Augustine.              |
| Curtis, Jason L.          | Kelly, Jarvis P.               |

|                                    |                              |
|------------------------------------|------------------------------|
| <b>Messrs. Knowlton, Marcus P.</b> | <b>Messrs. Shea, John B.</b> |
| Lovell, John D.                    | Smith, Matthew.              |
| Macomber, Pardon.                  | Soule, Rufus A.              |
| Macomber, William P.               | Spaulding, Pliny F.          |
| Manning, William.                  | Stone, Eben F.               |
| Marsh, Edwin W.                    | Studley, Ezekiel R.          |
| Noyes, Chauncey O.                 | Thomas, Edward I.            |
| Osgood, Charles S.                 | Thompson, Leon'd, jun.       |
| Peirce, James P.                   | Wadsworth, Alexander.        |
| Phillips, Benjamin A.              | Washburn, John D.            |
| Pillsbury, Albert E.               | Wentworth, Samuel H.         |
| Prescott, Charles J.               | Wilder, Henry H.             |
| Pyncheon, William.                 | Winn, John.                  |
| Read, William A.                   | Wonson, Charles H.           |
| Ricker, John W.                    | Wood, Solon.                 |
| Russell, Solomon N.                | Wright, John H.              |

Yeas, 153 ; nays, 62.

Sent up for concurrence.

At 5.55 adjourned.

WEDNESDAY, March 27, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Osgood of Salem Money-bills. as a substitute for the order laid over yesterday, was adopted : —

*Ordered,* That, with the concurrence of the Senate, the opinions of the justices of the Supreme Judicial Court be required upon this question ; viz., —

Is the power to originate a bill granting or appropriating money from the state treasury limited by the constitution to the House of Representatives? or does this power reside in both branches of the legislature?

Sent up for concurrence.

*Papers from the Senate.*

Reports :

Of the committee on the Liquor Law, leave to withdraw, Metropolitan police. on the petition of the Massachusetts Temperance Alliance, for a metropolitan police ;



Foster Street.

Of the committee on Roads and Bridges, leave to withdraw, on the petition of C. C. Houghton and others, for the repeal of the law authorizing the extension of Foster Street in the city of Worcester ;

Gauge of  
railroads.

Of the committee on Railroads, inexpedient to legislate, on the order relative to amending section 20 of the general railroad law concerning the gauge of railroads ;

Steam-engines,  
etc.,

Of the committee on Manufactures, inexpedient to legislate, on the order relative to amending chapter 88 of the General Statutes, concerning steam-engines, furnaces, and boilers ; and

Auction taxes.

Of the committee on Mercantile Affairs, inexpedient to legislate, on the order relative to the sale of merchandise at auction where no tax is paid on said merchandise ;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

Poultry  
associations.

The Bill to amend the law in regard to formation of corporations, so as to include associations for encouraging the raising of choice breeds of domestic animals and poultry, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Payment of  
witnesses.

The House Bill relative to the payment of witnesses in criminal proceedings before police, district, and municipal courts, came down, passed to be engrossed in concurrence, with certain amendments, which were referred, under the rule, to the committee on the Judiciary.

Armory-rents.

A Resolve re-imbursing sundry cities and towns for payments made on account of rent of armories, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance.

Public  
documents.

A Resolve relative to the distribution of certain public documents, introduced on leave in the Senate, was read and referred in concurrence, under a suspension of the 20th joint Rule, to the committee on Printing.

#### Bills :

Escape of  
convicts.

To amend chapter 179 of the General Statutes, in relation to aiding convicts to escape from the State Prison (reported on the report of the Board of Inspectors of the State Prison) ;

Ponds.

Providing that selectmen may measure ponds, under chapter 82 of the Acts of the year 1874 (reported on an order) ; and

Trespass.

To prevent trespass on land (reported on an order) ;

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

The House Bill to prevent deception in sales of butter came down, passed to be engrossed in concurrence by the Senate, with an amendment, in which the House concurred.

Butter.

The House refused to concur with the Senate in the appointment of a new committee of conference on the disagreement of the two branches in relation to the printing of the appendix to the report of the special commission on Taxation.

Tax  
Commission —  
1875.

The Bill to provide a further supply of water for the city of New Bedford came down, passed to be engrossed in concurrence by the Senate, with certain amendments. The House non-concurred in the first clause of the amendment at [A]; and, pending the question on concurring in the other amendments, the further consideration of the subject was postponed until to-morrow, on motion of Mr. Noyes of Boston.

New-Bedford  
water.

Subsequently Mr. Marden of Boston moved a reconsideration of the vote whereby the House refused to concur in the first part of the amendment at [A], which motion was placed in the orders of the day for to-morrow.

### *Reports of Committees.*

By Mr. Goulding of Worcester, from the committee on the Judiciary, inexpedient to legislate, on an order relative to altering or repealing chapter 97 of the Acts of the year 1877, relating to the dissolution of certain attachments by trustee process. Read, and accepted under a suspension of the rule.

Attachments  
on trustee  
process.

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to authorizing Probate Courts to determine the rights of residuary legatees. Read, and placed in the orders of the day for to-morrow.

Residuary  
legatees.

By Mr. Wade of Newton, from the committee on the Judiciary, on a petition, a Bill relating to main drains and common sewers in the town of Brookline.

Brookline  
sewers.

By the same gentleman, from the same committee, on an order, a Bill to amend chapter 48 of the General Statutes, relating to sewers and drains.

Sewers and  
drains.

By Mr. Knowlton of Springfield, from the same committee, on orders, a Bill creating a lien upon horses and other domestic animals, for the expenses of their care and keeping.

Lien on horses,  
etc.

Lenox fire  
district.

By the same gentleman, from the same committee, on a petition, a Bill permitting the establishment of a fire district in Lenox.

Selectmen and  
assessors.

By Mr. C. H. Hill of Boston, from the same committee, on orders, a Bill in relation to the election of selectmen and assessors of towns.

Boston —  
certain funds.

By Mr. Pillsbury of Boston, from the same committee, on a petition, a Bill relating to the disposition of certain funds in the treasury of the city of Boston.

Fall River.

By Mr. Jennings of Fall River, from the same committee, on a petition, a Bill to revise the charter of the city of Fall River.

Springfield,  
Athol, and  
North-eastern  
Railroad.

By Mr. Osgood of Salem, from the committee on Railroads, on a petition, a Bill to authorize the purchasers of the franchise of the Springfield, Athol, and North-eastern Railroad, to organize a corporation, and operate the road.

Taxes.

By Mr. Richards of Lynn, from the committee on Taxation, on bills on leave and an order, a Bill in relation to the collection of taxes.

Severally read, and ordered to a second reading.

*Discharged from the Orders.*

License Law.

On motion of Mr. Osgood of Salem, the Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," was discharged from the orders of the day, and, on further motion of the same gentleman, was placed first in the orders of the day for to-morrow, for further consideration.

Insolvent  
estates.

On motion of Mr. Pillsbury of Boston, the report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to the settlement of insolvent estates of deceased persons, was discharged from the orders of the day; and, on further motion of the same gentleman, it was laid on the table.

Wilbraham —  
Hampden.

On motion of Mr. Knowlton of Springfield, the Senate Bill to divide the town of Wilbraham, and incorporate the town of Hampden, was discharged from the orders of the day. It was read a second time, and an amendment moved by Mr. Knowlton, to substitute the word "Dayton" for the word "Hampden" wherever it occurred, as the name of the new town in the bill was lost. The bill was then read a third time, and passed to be engrossed in concurrence, under a suspension of the rules.

On motions of Mr. Marsh of Quincy, the bills:

To amend section 1 of chapter 142 of the Acts of the year 1865, relating to the distribution of the annual income of the school fund; and School fund.

To amend section 6 of chapter 40 of the General Statutes, relating to returns of school committees; School committees.

Were severally discharged from the orders of the day, and, on further motions of the same gentleman, were severally re-committed to the committee on Education.

On motion of Mr. Ingalls of Adams, the report of the committee on Claims, leave to withdraw, on the petition of Thomas Mallory for State aid, was discharged from the orders of the day; and, on further motion of the same gentleman, it was postponed for further consideration until next Tuesday. T. Mallory.

On motion of Mr. Pillsbury of Boston, the Bill to change the name of the Fourth Congregational Precinct in Rochester to the First Congregational Society in Marion, and for other purposes, was discharged from the orders of the day. On motion of the same gentleman, the title was amended to read as follows: "Bill in relation to Fourth Congregational Precinct in Rochester;" and the bill, having been previously passed to be engrossed in concurrence, was sent up for concurrence in the amendment. Fourth Congregational Precinct.

On motion of Mr. C. H. Hill of Boston, the Bill to confirm the election of moderator in the town of Bradford was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, the rules were suspended, and the bill was read a third time, and passed to be engrossed in concurrence. Bradford.

### *Bills Enacted.*

Engrossed bills:

Bills enacted.

In relation to railroad police;

Authorizing cities and towns to pass ordinances and by-laws for the protection of travellers on streets and public ways;

To confirm certain acts done by Lyman A. Ely as a justice of the peace;

To amend an act authorizing towns to provide for the removal of snow and ice from sidewalks;

To incorporate the Central Cemetery Association of Randolph;

Relative to the board of overseers of the poor of the city of Springfield; and

Fixing the terms of the Superior Court in the county of Bristol ;

(Which severally originated in the House of Representatives) ;

To amend an act relating to public warehouses ;

Relating to the Butchers' Slaughtering and Melting Association ; and

To amend section 1 of chapter 59 of the Acts of the year 1867, concerning the protection of camp-meetings ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves :

Relating to the contract for the State printing (which originated in the House of Representatives) ; and

To amend a "Resolve in relation to the Antietam Cemetery, in the State of Maryland" (which originated in the Senate) ;

Were severally passed, signed, and sent to the Senate.

### *Orders of the Day.*

Orders of the  
Day.

Reports of the committee on Education, inexpedient to legislate :

On an order relative to the establishment of half-time day-schools in the cities and towns of the Commonwealth ;

On an order relative to obtaining information concerning the teaching of the industrial branches in the schools of other countries ; and

On an order relative to distribution of moneys raised for support of schools ;

Were severally accepted, and sent up for concurrence.

Bills :

To authorize the Framingham and Lowell Railroad Company to issue preferred stock ;

Relating to the attendance of deputy-sheriffs before the Supreme Judicial and Superior Courts ;

To incorporate the Board of Aid to Land-Ownership ;

To authorize the city of Salem to construct a main drain or sewer in the North River ;

Making additional appropriations for certain expenditures authorized in 1877 and previous years ;

(Amended on motion of Mr. Shortle of Provincetown) ;

To enable mutual fire-insurance companies with a guarantee capital to issue policies on the joint-stock plan ; and

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to discontinue its passenger-station in New Bedford ; and

**Resolves :**

In favor of the Disabled Soldiers' Employment Bureau ;

In favor of Chester C. Conant ; and

In favor of Rebecca E. Libby ;

Were severally read, and ordered to a third reading.

**Resolves :**

In favor of Timothy Murphy ; and

In favor of John P. Sawin ;

Were severally read a third time, and passed to be engrossed in concurrence.

The motion of Mr. Dunham of Pittsfield, to reconsider the vote whereby the House adopted in concurrence the order relative to granting further time to the committee on the Hoosac Tunnel and Troy and Greenfield Railroad to report, was carried. The order was amended, on motion of Mr. Mellen of Worcester, by inserting after the words " further time " the words " until the fifteenth day of April next," and as amended was adopted in concurrence, and sent up for concurrence in the amendment.

The Bill to prevent frauds and abuses in the practice of law and the use of legal process was read a second time, amended on motions of Messrs. Goulding of Worcester, Wadsworth of Boston, and Kelley of Cambridge, and rejected.

The Bill in addition to an act making appropriations for certain educational expenses was read a second time, and considered. Mr. Osgood of Salem raised the question of order, that, under the order of the House authorizing the committee on Finance " to report from time to time such appropriation bills as may be required," the committee could not properly report an appropriation not authorized by law, and that this Bill was therefore improperly before the House. Point of order.

The Chair ruled that the point was well taken, and the bill in question was improperly before the House.

Mr. Osgood then moved that the bill be referred to the committee on Federal Relations, which was carried, and the bill was sent up for concurrence in the reference.

At 5.50 the House adjourned.

THURSDAY, March 28, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

On motion of Mr. Osgood of Salem, —

Railroad  
Committee.

*Ordered*, That the committee on Railroads be allowed to report in print on the matters relating to the New-York and New-England Railroad Company before referred to them, and that they have until April 8 within which to make their reports.

Sent up for concurrence.

*Papers from the Senate.*

## Reports:

Fire-escapes.

Of the committee on Labor, inexpedient to legislate, on the order relating to further legislation concerning fire-escapes on public buildings and manufactories; and

Harbors.

Of the committee on Harbors, inexpedient to legislate, on so much of the Governor's Address as relates to harbors;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

## Bills:

Boston —  
venue of  
actions.

To extend the application of sections 6 and 7 of chapter 123 of the General Statutes, in relation to the venue of actions in which the city of Boston is a party; and

Nantucket and  
Dukes.

In relation to the terms of the Supreme Judicial Court for the counties of Nantucket and Dukes County;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

## Bills:

Lagoon Bridge.

To amend chapter 63 of the Acts of the year 1870, relating to the maintenance of Lagoon Bridge between the towns of Tisbury and Edgartown; and

Sterling and  
Princeton.

To authorize the construction of a narrow-gauge railroad in Sterling and Princeton;

Severally reported on petitions, and passed to be engrossed by the Senate, were read, and ordered to a second reading.

New-Bedford  
Trust Company.

The petition of Joseph A. Beauvais and others, for an act of incorporation as the New-Bedford Trust Company,



was referred in non-concurrence to the next General Court, the House refusing to suspend the 20th joint Rule.

An order relative to the rights of the public in Massapoag Pond came down referred to the committee on Water Supply and Drainage. The House non-concurred.

Massapoag  
Pond.

### *Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a board of public works in the city of Boston.

Boston public  
works.

By Mr. Jennings of Fall River, from the same committee, inexpedient to legislate, on an order relative to amending chapter 200 of the Acts of the year 1877, relative to medical examinations and inquests in cases of death by violence; and

Inquests.

Reference to next General Court, severally on the petitions of the mayor of Cambridge for amendments of the charter of said city, so that the mayor and members of the city council shall hold office for two years; and

Cambridge  
charter.

So as to provide for the election of assessors by the city council.

Ibid.

By Mr. Knowlton of Springfield, from the same committee, inexpedient to legislate, on an order relative to the construction of the words "mayor and aldermen" as used in the statutes.

Mayor and  
aldermen.

By Mr. Wade of Newton, from the same committee, inexpedient to legislate, on an order relative to authorizing justices of the peace to try civil cases, and issue warrants in criminal cases.

Justices of the  
peace.

By Mr. Pillsbury of Boston, from the same committee, reference to next General Court, on an order relative to legislation providing that the notice of a mortgagee's sale shall contain a statement of the amount due on the mortgage.

Mortgagee's  
sales.

By Mr. Walsh of Boston, from the same committee, leave to withdraw, on the petition of Henry Edwards and others, for a law regulating the rate of interest which may be charged by pawnbrokers.

Pawnbrokers.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, reference to next General Court, on the petition of Benjamin P. Cook and others, Indians, for repayment of taxes illegally assessed. Read, and accepted under a suspension of the rule.

B. P. Cook.



THURSDAY, March 28, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

On motion of Mr. Osgood of Salem, —

Railroad  
Committee.

*Ordered*, That the committee on Railroads be allowed to report in print on the matters relating to the New-York and New-England Railroad Company before referred to them, and that they have until April 8 within which to make their reports.

Sent up for concurrence.

*Papers from the Senate.*

## Reports:

Fire-escapes.

Of the committee on Labor, inexpedient to legislate, on the order relating to further legislation concerning fire-escapes on public buildings and manufactories; and

Harbors.

Of the committee on Harbors, inexpedient to legislate, on so much of the Governor's Address as relates to harbors;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

## Bills:

Boston —  
venue of  
actions.

To extend the application of sections 6 and 7 of chapter 123 of the General Statutes, in relation to the venue of actions in which the city of Boston is a party; and

Nantucket and  
Dukes.

In relation to the terms of the Supreme Judicial Court for the counties of Nantucket and Dukes County;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

## Bills:

Lagoon Bridge.

To amend chapter 63 of the Acts of the year 1870, relating to the maintenance of Lagoon Bridge between the towns of Tisbury and Edgartown; and

Sterling and  
Princeton.

To authorize the construction of a narrow-gauge railroad in Sterling and Princeton;

Severally reported on petitions, and passed to be engrossed by the Senate, were read, and ordered to a second reading.

New-Bedford  
Trust Company.

The petition of Joseph A. Beauvais and others, for an act of incorporation as the New-Bedford Trust Company,

was referred in non-concurrence to the next General Court, the House refusing to suspend the 20th joint Rule.

An order relative to the rights of the public in Massapoag Pond came down referred to the committee on Water Supply and Drainage. The House non-concurred.

Massapoag Pond.

*Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a board of public works in the city of Boston.

Boston public works.

By Mr. Jennings of Fall River, from the same committee, inexpedient to legislate, on an order relative to amending chapter 200 of the Acts of the year 1877, relative to medical examinations and inquests in cases of death by violence; and

Inquests.

Reference to next General Court, severally on the petitions of the mayor of Cambridge for amendments of the charter of said city, so that the mayor and members of the city council shall hold office for two years; and

Cambridge charter.

So as to provide for the election of assessors by the city council.

Ibid.

By Mr. Knowlton of Springfield, from the same committee, inexpedient to legislate, on an order relative to the construction of the words "mayor and aldermen" as used in the statutes.

Mayor and aldermen.

By Mr. Wade of Newton, from the same committee, inexpedient to legislate, on an order relative to authorizing justices of the peace to try civil cases, and issue warrants in criminal cases.

Justices of the peace.

By Mr. Pillsbury of Boston, from the same committee, reference to next General Court, on an order relative to legislation providing that the notice of a mortgagee's sale shall contain a statement of the amount due on the mortgage.

Mortgagee's sales.

By Mr. Walsh of Boston, from the same committee, leave to withdraw, on the petition of Henry Edwards and others, for a law regulating the rate of interest which may be charged by pawnbrokers.

Pawnbrokers.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, reference to next General Court, on the petition of Benjamin P. Cook and others, Indians, for repayment of taxes illegally assessed. Read, and accepted under a suspension of the rule.

B. P. Cook.

Old South.

By Mr. Shea of Boston, from the committee on Federal Relations, that the Resolve in favor of the Old South Association in Boston ought to pass in a new draft.

Pilgrim Society.

By Mr. Goulding of Worcester, from the same committee, on a petition, a Resolve in favor of the Pilgrim Society of Plymouth.

Paris  
Exposition.

By Mr. Chamberlain of Sturbridge, from the same committee, on so much of the Governor's Address as relates to the Paris Exposition, a Bill authorizing the Board of Education to make certain expenditures in connection with the Paris Exposition.

Severally read, and referred, under the rule, to the committee on Finance.

Contagious  
cattle diseases.

By Mr. Baker of Lincoln, from the committee on Agriculture, that the Senate Resolve (re-committed) in favor of the Commissioners on Contagious Diseases among Cattle ought to pass. Placed in the orders of the day for tomorrow, for a second reading.

Embezzlement.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on a petition, a Bill in relation to embezzlement by town, city, and county officers.

Lynn landing.

By Mr. Knowlton of Springfield, from the same committee, on a petition, a Bill to discontinue a common landing-place in the city of Lynn.

Mortgagees'  
sales.

By the same gentleman, from the same committee, on an order (Mr. Goulding of Worcester dissenting), a Bill to provide for the recovery of lands unlawfully held against purchasers at mortgagees' sales.

Money due on  
public  
buildings, etc.

By the same gentleman, from the same committee, that the Bill (on leave) to insure payment of wages and for materials used in constructing public buildings and public works ought to pass in a new draft with a similar title.

Arrests.

By Mr. Pillsbury of Boston, from the same committee, that the Bill (on leave) to authorize the arrest, without warrant, of persons who obstruct public travel, ought to pass in a new draft with the following title: "Bill relating to arrests in certain cases."

Recognizances.

By Mr. Walsh of Boston, from the same committee, on an order, a Bill relating to recognizances and bonds in Municipal and District Courts.

Bail.

By Mr. Wade of Newton, from the same committee, on an order, a Bill relative to bail in criminal cases.

Seamen's  
schools.

By Mr. Peck of Arlington, from the committee on Education, on petitions of R. B. Forbes and others, a Bill authorizing the establishment of nautical schools.

By Mr. Tucker of Boston, from the committee on Railroads, on a petition and an order, a Bill concerning the appointment of special commissioners for alterations in railroad-crossings. Railroad-crossings.

Severally read, and ordered to a second reading.

*Reconsideration.*

On motion of Mr. Osgood of Salem, the vote whereby the Bill in addition to an act making appropriations for certain educational expenses was yesterday referred to the committee on Federal Relations was reconsidered, and the bill was laid aside. Paris Exposition.

*Discharged from the Orders.*

On motion of Mr. Pillsbury of Boston, the Bill in addition to an act to incorporate the town of Mashpee was discharged from the orders of the day. It was read a second time; and, on further motion of the same gentleman, the rules were suspended, and the bill was read a third time, passed to be engrossed, and sent up for concurrence. Mashpee.

*Bills Enacted.*

Engrossed bills:

Bills enacted.

In addition to an act establishing the city of Salem;  
Concerning the treasurer and collector of the city of Cambridge; and

Relative to the terms of the Superior Court within and for the county of Nantucket;

(Which severally originated in the House of Representatives); and

To divide the town of Wilbraham, and incorporate the town of Hampden (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve, in favor of the town of Swampscott (which originated in the House of Representatives), was passed, signed, and sent to the Senate. Resolve passed.

*Orders of the Day.*

Reports:

Orders of the day.

Of the committee on Roads and Bridges, leave to withdraw, on the petition of C. C. Houghton, relative to extension of Foster Street in the city of Worcester;

Of the committee on Railroads, inexpedient to legislate, on the order relative to the gauge of railroads;

Of the committee on Manufactures, inexpedient to legislate, on the order concerning steam-engines, furnaces, and boilers ; and

Of the committee on Mercantile Affairs, inexpedient to legislate, on the order relative to the sale of merchandise at auction ;

Were severally accepted in concurrence.

The report of the committee on Railroads, inexpedient to legislate, on an order relative to the report of the state directors of the Boston and Albany Railroad, was accepted, and sent up for concurrence.

Bills :

Concerning plantations of timber trees, and the tax thereon ;

Permitting the establishment of a fire district in Lenox ;

To amend chapter 48 of the General Statutes, relating to sewers and drains ; and

Relating to main drains and common sewers in the town of Brookline ;

Were severally read, and ordered to a third reading.

Bills :

To amend chapter 49 of the General Statutes, in relation to the inspection and sale of hoops ; and

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to discontinue its passenger-station in New Bedford ;

Were severally read a third time, and passed to be engrossed in concurrence.

Resolves :

In favor of the Disabled Soldiers' Employment Bureau ;

In favor of Chester C. Conant ; and

In favor of Rebecca E. Libby ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," was read a second time, and considered. Motions of Mr. Read of Lowell, for the previous question, and of Mr. Bancroft of Boston, to close the debate at 4.45, unless a vote be sooner reached, were rejected. Mr. Dunham of Pittsfield moved that the bill be referred to the next General Court, and, on his request the yeas and nays were ordered on this question ; and, the roll being

called, the motion was lost, by a vote of 105 yeas to 111 nays, as follows: —

YEAS.

|                                    |                                  |
|------------------------------------|----------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Johnson, Henry A. |
| Allen, Charles H.                  | Kelley, Joseph J.                |
| Bartholomew, Elisha P.             | Kelly, Jarvis P.                 |
| Beach, Theodore D.                 | Keyes, Patrick.                  |
| Billings, Joseph.                  | Knowlton, Marcus P.              |
| Blanchard, William.                | Leary, Frank D.                  |
| Bliss, William B.                  | Leighton, Edwin F.               |
| Bolles, Matthew.                   | Mahon, John.                     |
| Brackett, John Q. A.               | Mahony, James T.                 |
| Brown, Luther J.                   | Manning, William.                |
| Burnett, Martin W.                 | McGibbons, Samuel S.             |
| Carberry, William H.               | McGlynn, Patrick M.              |
| Carroll, Lewis.                    | Mellen, James H.                 |
| Case, Charles A.                   | Moore, Phillips.                 |
| Chapin, Nahum.                     | Moors, Albert.                   |
| Clark, Leonard.                    | Moseley, Frederick P.            |
| Cobb, Philander.                   | Murphy, Patrick F.               |
| Coffin, Hiram B.                   | Newton, John F.                  |
| Cooke, Hiram N.                    | Noble, Joseph G.                 |
| Cornell, John.                     | Norton, Eugene L.                |
| Cornish, Israel C.                 | Noyes, Charles J.                |
| Cummings, John W.                  | Nugent, James H.                 |
| Cunningham, Thomas.                | O'Neil, Joseph H.                |
| Curtice, John W.                   | Osgood, Charles S.               |
| Cushing, Levi L., jun.             | Otis, John L.                    |
| Daly, Anthony C.                   | Phillips, Benjamin A.            |
| Davis, Robert L.                   | Pillsbury, Albert E.             |
| Desmond, Cornelius.                | Prescott, Charles J.             |
| Doane, Abiathar.                   | Pynchon, William.                |
| Doherty, Daniel.                   | Ranlett, Charles E.              |
| Dunham, Jarvis N.                  | Read, William A.                 |
| Flood, John T.                     | Reed, William.                   |
| Galligan, John H.                  | Reed, William, jun.              |
| Gargan, Francis.                   | Rice, George W.                  |
| Gilbert, Edwin.                    | Rinn, Michael.                   |
| Gilman, Freeman L.                 | Russell, Solomon N.              |
| Glines, Jacob T.                   | Sargent, Lucius M.               |
| Goulding, Frank P.                 | Shea, John B.                    |
| Hathaway, Thomas B.                | Smith, Matthew.                  |
| Hawkes, Nathan M.                  | Spaulding, Pliny F.              |
| Hooper, John H.                    | Spaulding, Timothy G.            |
| Howe, William.                     | Sprague, Leander.                |
| Jackson, John.                     | Stiles, Henry S.                 |
| Jager, Charles V.                  | Stone, Eben F.                   |
| Jenkins, Edward J.                 | Swift, Van Rensselaer.           |

|                            |                              |
|----------------------------|------------------------------|
| Messrs. Thompson, L., jun. | Messrs. Wentworth, Samuel H. |
| Thurston, Charles F.       | Whitehead, Joseph.           |
| Tucker, Payson E.          | Whitehouse, Sydney F.        |
| Wade, Levi C.              | Wilcox, Henry M.             |
| Wadsworth, Alexander.      | Wilson, George A.            |
| Walsh, James L.            | Wood, Solon.                 |
| Webster, Abel.             | Wright, John H.              |

## NAYS.

|                        |                           |
|------------------------|---------------------------|
| Messrs. Ames, James H. | Messrs. Hayden, George F. |
| Andrews, Israel W.     | Hildreth, James, 2d.      |
| Baker, George M.       | Hill, Clement H.          |
| Baker, John I.         | Hill, Hamilton A.         |
| Bancroft, Alonzo.      | Howe, Asa F.              |
| Barnes, Sidney.        | Howe, Simon H.            |
| Barrett, George V.     | Howes, Thomas P.          |
| Bartlett, James E. T.  | Hutchinson, Eben.         |
| Belcher, George C.     | Jennings, Andrew J.       |
| Bent, Myron W.         | Jones, Augustine.         |
| Brigham, George O.     | Kimball, Ensign.          |
| Brooks, William A.     | Lewis, John A.            |
| Bush, Charles W.       | Lincoln, George C.        |
| Chamberlain, Alvin B.  | Lovell, Andrew.           |
| Clough, Benjamin.      | Lovell, Benjamin S.       |
| Coffin, Samuel.        | Lovell, John D.           |
| Colburn, George F.     | Lowther, George W.        |
| Converse, Elisha S.    | Macomber, Pardon.         |
| Cook, William H.       | Macomber, William P.      |
| Cowdrey, George A.     | Marlor, John.             |
| Curtis, Jason L.       | Marsh, Edwin W.           |
| Curtis, Orson B.       | Marshall, George S.       |
| Davis, Charles A.      | McPherson, Eben. M.       |
| Eager, Edward R.       | Merriam, Artemus.         |
| Ellis, W. Irving.      | Merritt, Amos W.          |
| Emory, James W.        | Morton, Elb'dge G., jun.  |
| Everett, Noble W.      | Nickerson, Richard E.     |
| Fairbank, John B.      | Noyes, Chauncey O.        |
| Field, Lucius.         | Oakman, William C.        |
| Field, Ralph A.        | Packard, Henry B.         |
| Fish, Isaiah.          | Paige, Calvin D.          |
| French, Gardner.       | Paige, Lucius R.          |
| Gardner, Nelson.       | Parmenter, J. Sumner.     |
| Greene, Thomas R.      | Partridge, David A.       |
| Hale, Edwin B.         | Peck, William G.          |
| Hart, John W.          | Peirce, James P.          |
| Haskell, Edward H.     | Perry, Josiah.            |
| Hastings, Thomas J.    | Pike, James D.            |
| Hathaway, Rawson.      | Potter, Timothy D.        |
| Hawks, Alanson K.      | Powers, Henry W.          |

Messrs. Price, George.  
 Rand, Oliver J.  
 Randall, David.  
 Richardson, Jesper.  
 Ricker, John W.  
 Robinson, William.  
 Sanford, Baalis, jun.  
 Sargent, Edmund P.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Stackpole, Stephen A.  
 Stuart, William J.  
 Studley, Ezekiel R.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Tilton, John W.

Messrs. Turner, John.  
 Underwood, Horace.  
 Wales, Abijah T.  
 Walton, Solon.  
 Warren, Alonzo.  
 Washburn, John D.  
 Webster, Edwin R.  
 White, Newton.  
 Whitmore, Charles S.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Winn, John.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wyman, Oliver B.

Yeas, 105 ; nays, 111.

Pending the question on sundry amendments moved to the bill, the main question being on ordering it to a third reading, the House

At 5.40 adjourned.

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FRIDAY, March 29, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

On motion of Mr. Baker of Beverly, —

*Ordered*, That the auditor, in answering the order of the House relative to salaries paid in 1860, 1867, and 1877, and the other personal services paid, be authorized to report in print. Salaries.

The following order, offered by Mr. Stone of Newburyport, was adopted under suspension of the 20th joint Rule: —

*Ordered*, That the committee on Finance consider and report whether any legislation be expedient in order to secure the deposit with the auditor of copies of all contracts which affect the interest of the State, the inspection of which may assist him in the discharge of his official duties. Contracts and expenditures.

Also that the same committee consider and report



whether any legislation be expedient in relation to expenditures in excess of appropriations.

*Bills Enacted.*

*Bills enacted.*

Engrossed bills:

To prevent deception in sales of butter;

Relative to funding the floating-debt of the city of Fall river;

To amend an act concerning the division of flats;

In relation to meetings of the directors of the Boston and Albany Railroad Company;

Relating to the venue of prosecutions for embezzlement; and

Concerning the New-York and New-England Railroad Company;

(Which severally originated in the House of Representatives); and

Abolishing the tolls on Connecticut-river Bridge, between the towns of Deerfield and Montague;

To confirm the election of moderator in the town of Bradford; and

Authorizing the Supreme Judicial Court to adjourn to, and hold special terms in, Fall River;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary:

*Marriage-  
contracts.*

Inexpedient to legislate, on an order relative to repealing chapter 248 of the Acts of the year 1867, in relation to marriage-contracts; and

*C. Waterman.*

Leave to withdraw, on the petition of Catherine Waterman, administratrix, for the payment to her by the Commonwealth of a judgment recovered by her against the Troy and Greenfield Railroad. (See House Doc. No. 245.)

*First District  
Court North  
Middlesex.*

By Mr. Pillsbury of Boston, from the same committee, leave to withdraw, on the petition of the selectmen of Ayer, and others, for the abolition of the First District Court of Northern Middlesex, and a remonstrance against the same. (See House Doc. No. 246.)

*Probate fees.*

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, reference to next General Court, on an order relative to providing that assistant registers of probate, or other persons employed in the probate office of the several counties, shall not receive fees.

By Mr. Partridge of Medway, from the committee on claims, reference to the next General Court, on each of the several petitions of the towns of Sandisfield, Otis, and Tolland, for re-imbursement of money expended on the Lee and New-Haven Railroad.

Sandisfield,  
Otis, and  
Tolland.

By Mr. Hayden of Weymouth, from the committee on Labor, inexpedient to legislate, on an order relative to collection of information as to the demand for and supply of labor in the various industries of the Commonwealth.

Labor.

By Mr. H. A. Hill of Boston, from the committee on Taxation, reference to the next General Court, on an order relative to exempting from taxation ships employed in the foreign trade of the United States.

Taxation of  
ships.

By Mr. Osgood of Salem, from the committee on Rules and Orders, on an order relative to recording pairs, an order to amend House Rule No. 66.

Rule 66—  
Pairs.

Severally read, and placed in the orders of the day for Monday.

By Mr. Stone of Newburyport, from the committee on Finance, no legislation necessary, on the report of the treasurer and receiver-general of the Commonwealth. Read, and accepted under a suspension of the rule.

Treasurer's  
Report.

By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, that the Bill (on leave) to regulate the interests of husbands in the property of their wives who die leaving issue ought not to pass. Placed in the orders of the day for Monday, the question being on its rejection.

Rights of  
husbands.

By Mr. Allen of Boston, from the committee on Finance, that the Bill authorizing the Board of Education to make certain expenditures in connection with the Paris Exposition ought to pass. Placed in the orders of the day for a second reading on Monday.

Paris  
Exposition.

By Mr. Spaulding of Northampton, from the committee on Probate and Chancery, on an order, a Bill conferring upon judges of probate certain powers in relation to the removal of executors, administrators, guardians, and trustees, and the enforcement of decrees made in pursuance thereof.

Executors, etc.

By Mr. Reed of Taunton, from the committee on Water Supply and Drainage, on a petition, a Bill to supply the city of Newburyport with water.

Newburyport.

By Mr. Washburn of Worcester, from the committee on Public Charitable Institutions, on the report of the

Revision of  
state charities.

commission appointed to inquire into the expediency of revising the system of administration of the public charities of the Commonwealth, a Bill relating to state charitable and reformatory institutions.

Severally read, and ordered to a second reading.

*Papers from the Senate.*

Soldiers' Home.

The House order relative to a visit, by the committee on Military Affairs, to the National Soldiers' Home in Maine, came down adopted in concurrence, with an amendment substituting the word "authorized" for the word "instructed;" in which amendment the House concurred.

Taxation  
Commission—  
1875.

The report of the committee of Conference, on the Resolve relative to printing certain copies of the report of the commission on taxation of 1875, came down, with the indorsement that the Senate adhered to its amendments. The House voted to adhere to its non-concurrence; and the report, with an indorsement to that effect, was returned to the Senate.

Reports of the committee on Railroads, inexpedient to legislate:

Boston and  
Albany  
Railroad.

On the order relative to information concerning the financial condition of the Boston and Albany Railroad Corporation;

Fitchburg  
Railroad.

On the order relative to further improvement on its own and leased lines of railroad by the Fitchburg Railroad Company; and

State directors.

On the annual report of the state directors of the Boston and Albany Railroad Corporation;

Severally accepted by the Senate, were read, and placed in the orders of the day for Monday.

Foster King.

A Resolve in favor of Foster-King (reported on a petition); and a

Public  
documents.

Bill concerning the preparation, printing, and distribution of public documents (reported on Senate orders of Jan. 11, Feb. 19, and March 1, and a House order of Feb. 6);

Severally passed to be engrossed by the Senate, were read, and referred, under the rule, to the committee on Finance.

*Discharged from the Orders.*

Ipswich River.

On motions of Mr. Howe of Rowley, the report of the committee on the Fisheries, leave to withdraw, on the petition of Nathaniel Burnham and others, for an act to regu-

late the taking of eels in Ipswich River and its tributaries, was discharged from the orders of the day, and its further consideration was postponed until Monday, the same gentleman moving to amend the report by substituting a Bill to preserve the eel-fisheries in Ipswich River and its tributaries, in the town of Ipswich.

On motion of Mr. Moseley of Boston, the Bill to authorize the purchasers of the franchise of the Springfield, Athol, and North-eastern Railroad, to organize a corporation, and operate the road, was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was re-committed to the committee on Railroads.

Springfield,  
Athol, and  
North-eastern  
Railroad.

On motion of Mr. Osgood of Salem, the Bill to authorize the city of Salem to construct a main drain or sewer in the North River was discharged from the orders of the day. It was read a third time, amended on further motion of the same gentleman, passed to be engrossed as amended, and sent up for concurrence.

Salem sewer.

On motion of Mr. Dunham of Pittsfield, the Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," was discharged from the orders of the day; and its further consideration was postponed until Wednesday next. On further motion of Mr. Baker of Beverly, the bill was specially assigned for half-past two o'clock on the day named, and it was ordered that the vote be taken at half-past three on that day, if not sooner reached.

License Law.

### *Orders of the Day.*

#### Reports :

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to the removal of inmates from the other state lunatic hospitals to the State Lunatic Hospital at Danvers; and

Orders of the  
day.

Of the committee on Manufactures, inexpedient to legislate, on an order relative to accidents caused by the explosion of boilers upon steamboats;

Were severally accepted, and sent up for concurrence.

#### Reports :

Of the committee on the Liquor Law, leave to withdraw, on the petition of the Massachusetts Temperance Alliance, for a metropolitan police;

Of the committee on Labor, inexpedient to legislate, on the order concerning fire-escapes ; and

Of the committee on Harbors, inexpedient to legislate, on so much of the Governor's Address as relates to harbors ;

Were severally accepted in concurrence.

Reports :

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to medical examinations and inquests in cases of death by violence ; and

On an order relative to the construction of the words, "mayor and aldermen" as used in the Statutes ;

Reference to next General Court :

On the petitions of the mayor of Cambridge, for amendments of the charter of said city, so that the mayor and members of the city council shall hold office for two years, and so as to provide for the election of assessors by the city council ; and

On an order relative to notices of mortgagee's sales ;

Were severally accepted.

Bills :

To incorporate the town of Danvers into a mutual fire-insurance company at its election ;

In relation to the compensation of auditors ;

For the protection of the shores and beaches in the towns of Hull and Cohasset (amended, on motion of Mr. Pike of Merrimac) ;

Relating to the expense of rebuilding Thurlow's Bridge, in Newbury ;

To regulate the transaction of the business of insurance in this Commonwealth ;

To revise the charter of the city of Fall River ;

To amend chapter 179 of the General Statutes, in relation to aiding convicts to escape from the State Prison ;

Providing that selectmen may measure ponds, under chapter 82 of the Acts of the year 1874 ;

Relative to bail in criminal cases ;

To discontinue a common landing-place in the city of Lynn ;

Relating to recognizances and bonds in municipal and district courts ;

In relation to embezzlement by town, city, and county officers ;

To amend chapter 63 of the Acts of the year 1870, relat-

ing to the maintenance of Lagoon Bridge, between the towns of Tisbury and Edgartown ;

To authorize the construction of a narrow-gauge railroad in Sterling and Princeton ; and

Resolves :

Providing for additional buildings for the State Lunatic Hospital at Taunton ; and

In favor of the Commissioners on Contagious Diseases among Cattle ;

Were severally read, and ordered to a third reading.

The Bill to authorize the Framingham and Lowell Railroad Company to issue preferred stock was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill (on leave) for the appointment of inspectors of steam-boilers was considered. Its rejection, which was recommended by the committee on Manufactures, was negatived ; and the bill was placed in the orders of the day, for a second reading on Monday.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the opinion of the Justices of the Supreme Judicial Court on pauperism and the right of suffrage, was considered. Mr. Wade of Newton moved to amend the report by substituting an order therefor, pending which, the matter was, on motion of the same gentleman, postponed for further consideration until Monday.

The Bill concerning street railways in the city of Boston was read a third time, and considered. Mr. Kelley of Cambridge moved to amend by striking out the provision of the bill which limits its operation to the city of Boston. Mr. C. H. Hill of Boston raised the point of order that the amendment was not germane to the bill, for the reason, that, if adopted, it would change the measure from a special to a general bill. The Chair ruled that the point was well taken. The bill was then passed to be engrossed, and sent up for concurrence.

Point of order.

At 5.40 adjourned.

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MONDAY, April 1, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Black bass.

A report of the committee on the Fisheries, leave to withdraw, on the petition of Spencer Borden and others, for a change in the law in regard to the time of catching black bass, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

Taxation Committee.

*Ordered*, in concurrence, that the joint special committee on Taxation be allowed until the eighth day of April next to report upon matters now before said committee.

*Reports of Committees.*

State Work-house.

By Mr. Blanchard of Boston, from the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee appointed in 1877 to investigate the management and discipline of the State Work-house at Bridgewater. Read, and placed in the orders of the day for to-morrow.

A, B, and C Streets, Boston.

By Mr. Wade of Newton, from the committee on Public Lands, on the annual report of the land commissioners, a Resolve relative to the extension of A Street, and the filling of B or C Street, in the city of Boston.

Agricultural College.

By Mr. Baker of Lincoln, from the committee on Agriculture, on a petition, a Resolve in favor of the Massachusetts Agricultural College.

Severally read, and referred, under the rule, to the committee on Finance.

Boston — registration of voters.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Bill (on leave) in relation to taxation and the registration of voters in the city of Boston ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

Dalton — deeds.

By Mr. Knowlton of Springfield, from the same committee, on an order, a Bill concerning the records of deeds for the town of Dalton.

Neglected children.

By the same gentleman, from the same committee, on an order, and a petition in aid of the same, a Bill in addition to an act concerning the care and education of neglected children.

Boston — stables.

By Mr. Wade of Newton, from the same committee, that the Bill (on leave) to amend an act to prevent livery-stables from being erected in certain places in the town of Boston ought to pass with the following title: "Bill relative to the rebuilding and improvement of stables in the city of Boston."



By Mr. Pillsbury of Boston, from the same committee, on an order adopted Feb. 21, a Bill to amend an act relating to elections.

Elections.

By Mr. C. H. Hill of Boston, from the same committee, on orders, a Bill to provide for the keeping of registers of voters in cities and towns.

Registers of voters.

By the same gentleman, from the same committee, on a petition of Samuel C. Cobb and others, relative to fraudulent voting, in part, a Bill in relation to registration and elections in the city of Boston.

Boston — registration.

By Mr. Goulding of Worcester, from the same committee, on an order relative to invalid notices of sales by tax-collectors, a Bill relating to the sale of real estate taken for taxes.

Tax sales.

By Mr. Wentworth of Boston, from the committee on Probate and Chancery, that the Senate Bill relating to payments for burial-purposes from the estates of deceased persons ought to pass in a new draft with the same title.

Payments for burial-purposes.

By Mr. Osgood of Salem, from the committee on Railroads, on an order, a Bill concerning the expenses of the railroad commissioners.

Railroad Commissioners.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, on report of commission appointed to inquire into the system of administration of the public charities of the Commonwealth, in part, a Bill relating to the State Prison and the Reformatory Prison for Women.

Prisons.

Severally read, and ordered to a second reading.

By Mr. Daly of Boston, from the committee on Probate and Chancery, that the Senate Bill to amend chapters 93, 94, 100, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians, ought to pass with an amendment substituting a new section for section 3. Placed in the orders of the day for to-morrow, for a second reading.

Bonds of executors, etc.

### *Bills Enacted.*

Engrossed bills :

Bills enacted.

Requiring returns relating to fires (which originated in the House of Representatives); and

To incorporate the proprietors of Maple-grove Cemetery (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.



*Papers from the Senate.*

Black bass.

A report of the committee on the Fisheries, leave to withdraw, on the petition of Spencer Borden and others, for a change in the law in regard to the time of catching black bass, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

Taxation Committee.

*Ordered*, in concurrence, that the joint special committee on Taxation be allowed until the eighth day of April next to report upon matters now before said committee.

*Reports of Committees.*

State Workhouse.

By Mr. Blanchard of Boston, from the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee appointed in 1877 to investigate the management and discipline of the State Workhouse at Bridgewater. Read, and placed in the orders of the day for to-morrow.

A, B, and C Streets, Boston.

By Mr. Wade of Newton, from the committee on Public Lands, on the annual report of the land commissioners, a Resolve relative to the extension of A Street, and the filling of B or C Street, in the city of Boston.

Agricultural College.

By Mr. Baker of Lincoln, from the committee on Agriculture, on a petition, a Resolve in favor of the Massachusetts Agricultural College.

Severally read, and referred, under the rule, to the committee on Finance.

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Neglected children.

By the same gentleman, from the same committee, on an order, and a petition in aid of the same, a Bill in addition to an act concerning the care and education of neglected children.

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By Mr. Wade of Newton, from the same committee, that the Bill (on leave) to amend an act to prevent livery-stables from being erected in certain places in the town of Boston ought to pass with the following title: "Bill relative to the rebuilding and improvement of stables in the city of Boston."

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By Mr. Osgood of Salem, from the committee on Railroads, on an order, a Bill concerning the expenses of the railroad commissioners.

Railroad Commissioners.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, on report of commission appointed to inquire into the system of administration of the public charities of the Commonwealth, in part, a Bill relating to the State Prison and the Reformatory Prison for Women.

Prisons.

Severally read, and ordered to a second reading.

By Mr. Daly of Boston, from the committee on Probate and Chancery, that the Senate Bill to amend chapters 93, 94, 100, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians, ought to pass with an amendment substituting a new section for section 3. Placed in the orders of the day for to-morrow, for a second reading.

Bonds of executors, etc.

### *Bills Enacted.*

Engrossed bills :

Bills enacted.

Requiring returns relating to fires (which originated in the House of Representatives); and

To incorporate the proprietors of Maple-grove Cemetery (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Taken from the Table.*

Boston and  
Poughkeepsie  
Railroad.

On motions of Mr. King of Boston, the report of the committee on Railroads, leave to withdraw, on petition of the directors of the Boston and Poughkeepsie Railroad Company, for a loan of the credit of the State to aid in the construction of said road, was taken from the table, and placed in the orders of the day for to-morrow, next preceding the report of the committee on Claims, leave to withdraw, on petition of the selectmen of the town of Otis.

*Orders of the Day.*

Orders of the  
day.

## Reports :

Of the committee on Probate and Chancery, reference to next General Court, on an order relative to fees of assistant registers of probate, or others ; and

Inexpedient to legislate, on an order relative to the rights of residuary legatees ;

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to authorizing justices of the peace to try civil cases, and issue warrants in criminal cases ;

On an order relative to establishing a board of public works in the city of Boston ; and

On an order relative to marriage-contracts ; and

Leave to withdraw, severally on the petition of Catherine Waterman, administratrix ; and

On the petition of the selectmen of Ayer and others, for the abolition of the First District Court of Northern Middlesex ;

Were severally accepted.

The report of the committee on Taxation, reference to next General Court, on an order relative to exempting from taxation ships employed in the foreign trade, was accepted, and sent up for concurrence.

## Reports :

Of the committee on Railroads, inexpedient to legislate :

On the order relative to information concerning the financial condition of the Boston and Albany Railroad Corporation ; and

On the order relative to further improvements on its own and leased lines of railroad by the Fitchburg Railroad Company ;

Were severally accepted in concurrence.

The Bill to repeal chapter 250 of the Acts of the year 1877, relating to the arrest and examination of judgment debtors, was further considered, and ordered to a third reading.

Bills :

In relation to sales of merchandise at temporary stands in the public streets ;

Authorizing the establishment of nautical schools ;

Relating to arrests in certain cases ;

To insure payment of wages earned, and for materials used, in constructing public buildings and public works ; and

Relating to State charitable and reformatory institutions ;

Were severally read, and ordered to a third reading.

Bills :

Concerning trustee process (amended on motion of Mr. Mellen of Worcester, the House refusing to restore the original sections 1 and 2 of the bill, as moved by Mr. Hawkes of Lynn) ;

In relation to applications for policies of fire and life insurance ;

Relating to the state detective force (amended on motion of Mr. Macomber of Fall River, reducing the number of the force to twenty) ;

To amend chapter 48 of the General Statutes, relating to sewers and drains ;

To discontinue a common landing-place in the city of Lynn ; and a

Resolve providing for additional buildings for the State Lunatic Hospital at Taunton ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills :

To amend chapter 179 of the General Statutes, in relation to aiding convicts to escape from the State Prison ;

Providing that selectmen may measure ponds, under chapter 82 of the Acts of the year 1874 ;

To amend chapter 63 of the Acts of the year 1870, relating to maintenance of the Lagoon Bridge, between the towns of Tisbury and Edgartown ; and

To authorize the construction of a narrow-guage railroad in Sterling and Princeton ; and a

Resolve in favor of the Commissioners on Contagious Diseases among Cattle ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Resolve in favor of Amaziah Mayo and George G. Baker was read a second time, and, on motion of Mr. Gargan of Boston, was postponed for further consideration until Tuesday, April 9.

The Bill (on leave) to regulate the interest of husbands in the property of their wives who die leaving issue was rejected, as recommended by the committee on Probate and Chancery.

The Resolve relating to the Reformatory Prison for Women was further considered, amended on motion of Mr. Thomas of Brookline, passed to be engrossed, and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to requiring the opinion of the justices of the Supreme Court on certain questions concerning pauperism and the right of suffrage, was further considered. After extended debate the pending motion of Mr. Wade of Newton, to amend the report by substituting an order, was carried. Subsequently, on motion of the same gentleman (the orders of the day being laid on the table), Rule 60 was suspended, and the order was adopted as follows: —

*Ordered*, That the opinion of the justices of the Supreme Judicial Court be required upon the following questions of law; viz., —

1st, What is the meaning of Article III. of the Amendments to the State Constitution, in relation to the exercise of the right of suffrage by persons who have been paupers at any time?

2d, Does the State Constitution require any period of probation or residence, after a person has ceased to be a pauper, before he can exercise the right of suffrage?

The report of the committee on the Fisheries, leave to withdraw, on the petition of Nathaniel Burnham and others, for an act to regulate the taking of eels in Ipswich River and its tributaries was further considered. The pending motion of Mr. Howe of Rowley to amend by substituting a Bill to preserve the eel-fisheries in Ipswich River and its tributaries, in the town of Ipswich, was carried: and the bill was placed in the orders of the day for tomorrow, for a second reading.

At 5.20 adjourned.

TUESDAY, April 2, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Waterbury, Chaplain of the State Prison.

*Introduced on Leave.*

By Mr. Stone of Newburyport, a Bill to amend an act, entitled "An Act for the inspections of gas-meters, the protection of gas-consumers, and the protection and regulation of gaslight companies." Read, referred, under suspension of the 20th joint Rule, to the committee on Mercantile Affairs, and sent up for concurrence. Gas-meters, etc.

*Reconsideration.*

On motions of Mr. Bird of Walpole, the House reconsidered the vote whereby the Bill relative to the state detective force was passed to be engrossed; also the vote whereby the House adopted the amendment moved by Mr. Macomber of Fall River, reducing the number of the force to twenty. The question recurring on the adoption of the amendment, the yeas and nays were ordered, on request of Mr. Read of Lowell; and, the roll being called, the amendment was rejected by a vote of 99 yeas to 102 nays, as follows: — State Detective Force.

## YEAS.

|                        |                         |
|------------------------|-------------------------|
| Messrs. Ames, James H. | Messrs. Coffin, Samuel. |
| Andrews, Israel W.     | Cooke, Hiram N.         |
| Anthony, Job K.        | Cornell, John.          |
| Baker, George M.       | Cornish, Israel C.      |
| Barnes, Charles E.     | Cummings, John W.       |
| Barnes, Sidney.        | Cunningham, Thomas.     |
| Barrett, George V.     | Curtice, John W.        |
| Bartholomew, Elisha P. | Doherty, Daniel.        |
| Beach, Theodore D.     | Dunham, Jarvis N.       |
| Billings, Joseph.      | Emery, Levi.            |
| Brackett, John Q. A.   | Emory, James W.         |
| Burnett, Martin W.     | Field, Ralph A.         |
| Byram, Charles R.      | Fish, Isaiah.           |
| Carberry, William H.   | French, Gardner.        |
| Carll, Francis.        | Galligan, John H.       |
| Carroll, Lewis.        | Gilman, Freeman L.      |
| Chapin, Nahum.         | Glines, Jacob T.        |
| Chase, Charles H.      | Goulding, Frank P.      |
| Clough, Benjamin.      | Hale, Edwin B.          |

Messrs. Hardy, Noah L.  
 Hart, John W.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hawks, Alanson K.  
 Hill, Hamilton A.  
 Hooper, John H.  
 Howe, William.  
 Hyde, Henry D.  
 Jager, Charles V.  
 Jennings, Andrew J.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Keyes, Patrick.  
 Kimball, Ensign.  
 King, William S.  
 Knowlton, Marcus P.  
 Leighton, Edwin F.  
 Lincoln, George C.  
 Lovell, Andrew.  
 Macomber, Pardon.  
 Mahon, John.  
 Mahony, James T.  
 Marden, Frederic A.  
 Merritt, Amos W.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbridge G., jun.  
 Nickerson, Richard E.  
 O'Neil, Joseph H.

Messrs. Osgood, Charles S.  
 Otis, John L.  
 Paddock, Henry.  
 Paige, Calvin D.  
 Paige, Lucius R.  
 Partridge, David A.  
 Phillips, Benjamin A.  
 Pillsbury, Albert E.  
 Pynchon, William.  
 Ranlett, Charles E.  
 Read, William A.  
 Reed, William, jun.  
 Rinn, Michael.  
 Russell, Solomon N.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Spaulding, Pliny F.  
 Stone, Eben F.  
 Swift, Van Rensselaer.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Walsh, James L.  
 Webster, Abel.  
 Wentworth, Samuel H.  
 Whitehouse, Sydney F.  
 Wilson, George A.  
 Winn, John.  
 Wood, Solon.  
 Wright, John H.  
 Wyman, Oliver B.

## NAYS.

Messrs. Aldrich, Charles P.  
 Allen, Charles H.  
 Baker, John I.  
 Bancroft, Alonzo.  
 Bartlett, James E. T.  
 Beal, Melvin.  
 Belcher, George C.  
 Bird, Francis W.  
 Blanchard, William.  
 Bliss, William B.  
 Bolles, Matthew.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Luther J.  
 Bush, Charles W.  
 Case, Charles A.

Messrs. Chamberlain, Alvin B.  
 Clark, Leonard.  
 Cobb, Philander.  
 Colburn, George F.  
 Converse, Elisha S.  
 Cook, William H.  
 Cowdrey, George A.  
 Curtis, Jason L.  
 Davis, Charles A.  
 Davis, Robert L.  
 Doane, Abiathar.  
 Doane, Freeman.  
 Eager, Edward R.  
 Ellis, W. Irving.  
 Fairbank, John B.  
 Field, Lucius.

|                                 |                               |
|---------------------------------|-------------------------------|
| <b>Messrs. Gardner, Nelson.</b> | <b>Messrs. Perry, Josiah.</b> |
| Greene, Thomas R.               | Potter, Timothy D.            |
| Hathaway, Thomas B.             | Powers, Henry W.              |
| Hildreth, James, 2d.            | Prescott, Charles J.          |
| Howe, Asa F.                    | Price, George.                |
| Howe, Simon H.                  | Putnam, Henry W.              |
| Howes, Thomas P.                | Rand, Oliver J.               |
| Humphrey, John.                 | Randall, David.               |
| Hutchinson, Eben.               | Reed, William.                |
| Ingalls, Charles H.             | Richards, James H.            |
| Jenkins, Edward J.              | Richardson, Jesper.           |
| Johnson, Henry A.               | Ricker, John W.               |
| Jones, Augustine.               | Robinson, William.            |
| Leary, Frank D.                 | Sanford, Baalis, jun.         |
| Lewis, John A.                  | Sargent, Edmund P.            |
| Locke, James L.                 | Shortle, Henry.               |
| Lovell, John D.                 | Sprague, Leander.             |
| Lowther, George W.              | Stuart, William J.            |
| Macomber, William P.            | Studley, Ezekiel R.           |
| Manning, William.               | Thomas, Edward I.             |
| Marlor, John.                   | Turner, John.                 |
| Marsh, Edwin W.                 | Underwood, Horace.            |
| Marshall, George S.             | Wade, Levi C.                 |
| McGibbons, Samuel S.            | Wadsworth, Alexander.         |
| McPherson, Ebenezer M.          | Wales, Abijah T.              |
| Merriam, Artemus.               | Warren, Alonzo.               |
| Moseley, Frederick P.           | Washburn, John D.             |
| Newton, John F.                 | Webster, Edwin R.             |
| Noble, Joseph G.                | Whitehead, Joseph.            |
| Norton, Eugene L.               | Whitmore, Charles S.          |
| Noyes, Charles J.               | Wiggin, William H.            |
| Nugent, James H.                | Wilcox, Henry M.              |
| Oakman, William C.              | Wilder, Henry H.              |
| Packard, Henry B.               | Wilder, Sydney.               |
| Peck, William G.                | Wiswell, Joseph.              |

Yeas, 99 ; nays, 102.

The bill was then again passed to be engrossed, and sent up for concurrence.

### *Papers from the Senate.*

The report of the committee on Education, inexpedient to legislate, on the order relative to the expenditure of money by school committees, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

School Committ-  
tees.

Reports of the committee on Public Charitable Institutions, inexpedient to legislate :



Taunton Hos-  
pital.

On the twenty-fourth annual report of the trustees of the State Lunatic Hospital at Taunton ; and

State Alms-  
house.

On the annual report of the inspectors of the State Almshouse at Tewksbury ;

Were severally read, and accepted in concurrence, under suspension of the rule.

Boston — a  
nuisance.

A Bill to abate a nuisance in the city of Boston, and for the preservation of the public health in said city (reported on a petition), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Fitchburg —  
Probate Courts.

The House Bill to provide additional terms of the probate court at Fitchburg, in the county of Worcester, came down, passed to be engrossed in concurrence, with an amendment, in which the House concurred, under a suspension of the rule.

#### *Reports of Committees.*

Duxbury and  
Cohasset Rail-  
road.

By Mr. Chapin of Boston, from the committee on Railroads, leave to withdraw, on the petition of H. W. Nelson, that the report of the board of railroad commissioners on the Duxbury and Cohasset Railroad be examined by the legislature, and that such laws be enacted as shall protect the citizens of towns from losses similar to those referred to in said report. Read, and placed in the orders of the day for to-morrow.

Discharged fe-  
male prisoners.

By Mr. Bird of Walpole, from the committee on Public Charitable Institutions, on so much of the Governor's Address as relates to public charities, a Resolve in favor of discharged female prisoners.

State Primary  
School.

By Mr. Bancroft of Boston, from the same committee, on the report of the inspectors of the State Primary School at Monson, a Resolve in favor of the State Primary School at Monson.

New prison.

By Mr. King of Boston, from the committee on Prisons, on the message from the Governor, enclosing a communication relative to expenses of the new State Prison at Concord, a Resolve in relation to the new State Prison at Concord.

Severally read, and referred, under the rule, to the committee on Finance.

Public docu-  
ments.

By Mr. Bolles of Boston, from the committee on Finance, that the Senate Bill concerning the preparation, printing, and distribution of public documents, ought to pass.

By Mr. Brown of Fitchburg, from the same committee,

that the Senate Resolve re-imbursing sundry cities and towns for payments made on account of rent of armories ought to pass. Armories.

Severally placed in the orders of the day for to-morrow, for a second reading.

By Mr. Stone of Newburyport, from the committee on Finance, that the Resolve in favor of Bridget Murphy of Merrimac ought to pass. Placed in the orders of the day for to-morrow, the question being on ordering the resolve to a third reading. B. Murphy.

By Mr. Osgood of Salem, from the committee on Railroads, on a petition, and part of the ninth annual report of the board of railroad commissioners, a Bill to authorize the Old-Colony Railroad Company to purchase the railroad and franchises of the Duxbury and Cohasset Railroad Company. Old-Colony Railroad and Duxbury and Cohasset Railroad.

By Mr. H. A. Hill of Boston, from the committee on Finance, that the Senate Resolve in favor of Foster King ought to pass in a new draft with the same title. Foster King.

Severally read, and ordered to a second reading.

### *Bills Enacted and Resolves Passed.*

Engrossed bills:

Bills enacted.

To incorporate the trustees of, the Public Library of the city of Boston;

To supply the town of Brockton with pure water;

To provide for the appointment of a clerk in the probate office of the county of Suffolk;

Relating to sidewalks, crosswalks, common sewers, and main drains in the fire district of the town of Pittsfield, and for other purposes; and

Concerning certain stations of the New-York and New-England Railroad Company in Newton;

(Which severally originated in the House of Representatives);

Relating to the Fourth Congregational Precinct in Rochester;

To amend chapter 49 of the General Statutes, in relation to the inspection and sale of hoops; and

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to discontinue its passenger-station in New Bedford;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves :

In addition to a " Resolve relating to the indexing of the State archives ; " and

In favor of the Massachusetts School for Idiotic and Feeble-minded Youth ;

( Which severally originated in the House of Representatives ) ;

In favor of Timothy Murphy ; and

In favor of John P. Sawin ;

( Which severally originated in the Senate ) ;

Were severally passed, signed, and sent to the Senate.

*Discharged from the Orders.*

Board of Aid to  
Land-Owner-  
ship.

On motion of Mr. Washburn of Worcester, the Bill to incorporate the Board of Aid to Land-Ownership was discharged from the orders of the day. It was read a third time, passed to be engrossed, and sent up for concurrence, the 15th Rule of the House being suspended on motion of Mr. Washburn.

Rule 66 — pairs.

On motion of Mr. Osgood of Salem, the report of the committee on Rules and Orders, on an order relative to recording pairs, was discharged from the orders of the day. The report was accepted, and the order adopted, as recommended by the committee, as follows : —

*Ordered*, That House Rule No. 66 be amended by adding at the end thereof the following words : " If before such time a member states to the House that he has paired with another member, and how each would vote upon the pending question, the fact shall be entered on the journal immediately after the record of the yeas and nays, and such member shall be excused from voting."

*Orders of the Day.*

Orders of the  
day.

The report of the committee on the Judiciary, leave to withdraw, on the petition of Henry Edwards and others, for a law regulating the rate of interest which may be charged by pawnbrokers, was accepted.

Bills :

To incorporate the States Union Telegraph and Telephone Company (amended on motion of Mr. Baker of Beverly) ;

Creating a lien upon horses and other domestic animals, for the expenses of their care and keeping ;

Relating to the disposition of certain funds in the treasury of the city of Boston ;

To prevent trespass on land (amended on motion of Mr. Hawkes of Lynn);

To provide for the recovery of lands unlawfully held against purchasers at mortgagees' sales;

Concerning the appointment of special commissioners for alterations in railroad-crossings;

Relative to the rebuilding and improvement of stables in the city of Boston;

Relating to the State Prison and the Reformatory Prison for Women;

Concerning the records of deeds for the town of Dalton;

In addition to an act concerning the care and education of neglected children; and

To amend an act relating to elections;

Were severally read, and ordered to a third reading.

**Bills:**

To incorporate the Fusilier Veteran Association of the city of Boston (amended on motion of Mr. Gilman of Boston);

Relating to term fees;

Relating to the attendance of deputy-sheriffs before the Supreme Judicial and Superior Courts;

Making additional appropriations for certain expenditures authorized in 1877 and previous years;

Permitting the establishment of a fire district in Lenox;

In relation to embezzlement by town, city, and county officers;

For the protection of the shores and beaches in the towns of Hull and Cohasset;

Authorizing the establishment of nautical schools;

Relating to arrests in certain cases; and

To insure payment of wages earned, and for materials used, in constructing public buildings and public works;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To enable mutual fire-insurance companies with a guarantee capital to issue policies on the joint-stock plan (amended on motion of Mr. Eager of Canton);

To amend chapter 153 of the Acts of the year 1877, entitled "An Act to incorporate the Fidelity Assurance Company of Massachusetts;" and

Concerning plantations of timber-trees and the tax thereon;

Were severally read a third time, and passed to be en-

grossed in concurrence ; and the first-named bill was sent up for concurrence in the amendment.

The Bill authorizing the appointment of medical inspectors of schools was further considered. The pending amendment, moved by Mr. Bird of Walpole, amended on motion of Mr. Prescott of Boston, was adopted ; and, after debate, the bill was refused a third reading, by a vote of 57 to 86.

The report of the committee on Claims, leave to withdraw, on the petition of Thomas Mallory, for State aid, and petition in aid of the same, was considered. Mr. Ingalls of Adams moved to amend by substituting a Resolve in favor of Thomas Mallory, which was carried ; and the resolve having been read once was ordered to a second reading.

The Bill to prevent unauthorized riding upon railroads was read a second time, amended on motion of Mr. Stone of Newburyport ; and, after debate, its further consideration was indefinitely postponed, on motion of Mr. Washburn of Worcester.

The Bill in relation to the collection of taxes was read a second time, and referred to the committee on the Judiciary, on motion of Mr. Dunham of Pittsfield.

The Bill in relation to the election of selectmen and assessors of towns was read a second time ; and its further consideration was postponed until to-morrow, on motion of Mr. Knowlton of Springfield.

The pending motion of Mr. Marden of Boston, that the House reconsider the vote whereby it non-concurred in the first clause in the Senate amendment at (A) to the Bill to provide a further supply of water for the city of New Bedford, was carried. The House then concurred in the Senate amendments to the bill at (A) and (B), and in the amendment at (C) with certain amendments ; and the bill, indorsed accordingly, was returned to the Senate for concurrence in the House amendments to those adopted by the Senate.

At 5.25 the House adjourned.

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WEDNESDAY, April 3, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Hawkes of Lynn, was, at the request of Mr. Osgood of Salem, laid over until to-morrow: — Morning sessions.

*Ordered*, That on and after Tuesday, April 9, the House, until otherwise ordered, shall meet at eleven o'clock A.M., except on Mondays and, Saturdays; and, whenever the House shall be in session at one o'clock P.M., the Speaker shall declare a recess until two o'clock.

*Introduced on Leave.*

By Mr. Dunham of Pittsfield, a Bill to legalize the doings of the town of Tyringham. Read, and referred, under a suspension of the 20th joint Rule, to the committee on the Judiciary. Tyningham.

*Motion to Reconsider.*

Mr. Chapin of Boston moved to reconsider the vote whereby the House on Tuesday indefinitely postponed the Bill to prevent unauthorized riding upon railroads. On motion of Mr. Bird of Walpole, consideration of the motion was postponed until to-morrow. Riding on railroads.

*Papers from the Senate.*

A Report of the committee on Education, reference to the next General Court, on the petition of the school committee of Salem, relative to the employment of children in manufacturing establishments, and on the several orders relative to the same subject, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Children in manufacturing establishments.

A Bill giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the towns of Westport and Freetown (being a new draft of House, No. 157), passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Westport and Freetown.

*Bills:*

To amend section 31 of chapter 384 of the Acts of the year 1869, relating to the penalty for taking smelts or white perch (reported on a petition); Smelts and white perch.

In relation to the approval of private schools by school committees (reported on a bill on leave and an order); and Private schools

Newton  
sewers.

Concerning sewers and drains in the city of Newton (reported on a petition) ;

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Money-bills.

The House order relative to asking the opinion of the Supreme Court as to the constitutional power of the respective branches of the legislature to originate bills granting or appropriating money from the state treasury, came down, adopted in concurrence by the Senate, amended in the second paragraph to read as follows :—

“Can the Senate, under the provisions of chapter 1, section 3, article 7, of the constitution, originate a bill appropriating or involving the expenditure of money from the treasury of the Commonwealth?”

On motion of Mr. Osgood of Salem, the House non-concurred in the amendment, and asked for a committee of conference ; and Messrs. Stone of Newburyport, Osgood of Salem, and C. H. Hill of Boston, were appointed on its part.

Sent up for concurrence.

Ashburnham  
Railroad.

The House Bill for the formation of a new corporation, with authority to purchase and operate the Ashburnham Railroad in the town of Ashburnham, came down, passed to be engrossed in concurrence by the Senate, with an amendment to the title, striking out the words “for the formation of a new corporation,” and inserting instead the words “to incorporate the Ashburnham Railroad Company.” The House concurred in the amendment.

Suffolk County  
Probate Courts.

The House Bill fixing the time and place of holding probate courts in the county of Suffolk came down, passed to be engrossed in concurrence by the Senate, with an amendment. Under suspension of Rule 44 the House, on motion of Mr. Wentworth of Boston, non-concurred in the amendment ; and the bill was returned to the Senate indorsed accordingly.

### *Bills Enacted, and Resolves Passed.*

Bill enacted.

Engrossed bills :

To amend section 10 of chapter 92 of the General Statutes, relating to subscribing witnesses to wills ;

To amend an act establishing the terms of the probate court in the county of Bristol ; and

Concerning the records of locations of railroads ;

(Which severally originated in the House of Representatives) ;



Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves :

Relative to labor in state institutions (which originated in the House of Representatives) ; and

In favor of the commissioners on contagious diseases among cattle (which originated in the Senate) ;

Were severally passed, signed, and sent to the Senate.

Resolves  
passed.

### *Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, leave to withdraw, on the petition of the Raynham Co-operative Boot and Shoe Company, for an act to dissolve said corporation. Read, and placed in the orders of the day for to-morrow.

Raynham Co-  
operative Boot  
and Shoe Com-  
pany.

By Mr. Wade of Newton, from the same committee, leave to withdraw, on the petition of the mayor of Lynn, for an act to improve the method of making sewer assessments in Lynn.

Lynn sewers.

By Mr. Jennings of Fall River, from the same committee, that the House should concur in the Senate amendment to the House Bill relative to the payment of witnesses in criminal proceedings before police, district, and municipal courts.

Payment of  
witnesses.

Severally read, and accepted under suspension of the rule ; and the amendments referred to in the last-named report were concurred in.

By Mr. Sanford of Brockton, from the committee on Mercantile Affairs, that the Bill (re-committed) relating to sales of merchandise at auction in this Commonwealth by non-residents ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

Auctions.

By Mr. Walsh of Boston, from the committee on the Judiciary, that the Senate Bill to enable the county commissioners of the county of Barnstable to borrow money for the purpose of constructing a jail and house of correction, and for other purposes, ought to pass.

Barnstable  
County.

By Mr. Jennings of Fall River, from the same committee, that the Senate Bill in relation to the terms of the Supreme Judicial Court for the counties of Nantucket and Dukes County ought to pass.

Nantucket and  
Dukes.

By Mr. C. H. Hill of Boston, from the same committee, that the Senate Bill to repeal sections 76 and 77 of chapter

Pressed hay  
and straw.



49 of the General Statutes, concerning pressed hay and straw, ought to pass.

Domestic animals and fowls.

By Mr. Wade of Newton, from the same committee, that the Senate Bill to amend the law in regard to formation of corporations, so as to include associations for encouraging the raising of choice breeds of domestic animals and poultry, ought to pass.

Discharged female prisoners.

By Mr. Allen of Boston, from the committee on Finance, that the Resolve in favor of discharged female prisoners ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

Land damages.

By Mr. Wade of Newton, from the committee on the Judiciary, that the Senate Bill relative to tender and offer of judgment in land damage and lien cases ought to pass in a new draft with a similar title.

Sewers and sidewalks.

By Mr. C. H. Hill of Boston, from the same committee, that the Senate Bill relating to the apportionment of sewer and sidewalk assessments ought to pass in a new draft with the same title.

Set-off.

By Mr. Pillsbury of Boston, from the same committee, that the Senate Bill to amend section 22 of chapter 130 of the General Statutes, relating to set-off, ought to pass in a new draft with the same title.

Venue of actions — Boston.

By Mr. Knowlton of Springfield, from the same committee, that the Senate Bill to extend the application of sections 6 and 7 of chapter 123 of the General Statutes, in relation to the venue of actions in which the city of Boston is a party, ought to pass in a new draft with the same title.

Massachusetts Charitable Mechanic Association.

By Mr. Wade of Newton, from the same committee, on a petition, a Bill to authorize the Massachusetts Charitable Mechanic Association to erect a wooden building in the city of Boston.

Deposits in savings banks.

By Mr. McPherson of Boston, on an order relative to reducing the state tax upon deposits in savings banks, in part, a Bill in relation to the taxation of deposits in savings banks.

Severally read, and ordered to a second reading.

### *Special Assignment.*

License Law.

At half-past two the Chair announced the special assignment for that hour, being the further consideration of the Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating li-

quors," the main question being on ordering the bill to a third reading. At half-past three, under the previous order of the House, debate was closed, and (Mr. Jennings of Fall River, who was in charge of the bill, having occupied the ten minutes allowed under the rule) the question was first taken on amendments. Amendments moved by Messrs. Ames of Spencer (amended on motion of Mr. Smyth of Worcester), Macomber of Fall River, Peck of Arlington, Cook of Milford, Jennings of Fall River, and Wilder of Lowell, were adopted (the latter being an incorporation into the bill of what is known as the "Moffett Register System").

Mr. Washburn of Worcester moved to insert a new section, to be numbered section 3, providing that the number of licenses granted should not exceed one for any city or town having one thousand inhabitants or less, and one additional for every additional thousand inhabitants, or majority fraction thereof (not including special licenses to druggists and apothecaries). On this question the yeas and nays were ordered, on request of Mr. Bird of Walpole, who gave notice that he had paired with Mr. Washburn of Worcester, who would have voted for the amendment. The roll being called, the amendment was adopted by a vote of 132 yeas to 93 nays, as follows:—

●

YEAS.

Messrs. Ames, James H.  
 Andrews, Israel W.  
 Anthony, Job K.  
 Baker, George M.  
 Baker, John I.  
 Barnes, Charles E.  
 Barnes, Sidney.  
 Barrett, George V.  
 Bartlett, James E. T.  
 Beal, Melvin.  
 Belcher, George C.  
 Bent, Myron W.  
 Billings, Joseph.  
 Bolles, Matthew.  
 Brigham, George O.  
 Brooks, William A.  
 Burnett, Martin W.  
 Bush, Charles W.  
 Carll, Francis.  
 Chamberlain, Alvin B.  
 Clough, Benjamin.

Messrs. Coffin, Samuel.  
 Colburn, George F.  
 Converse, Elisha S.  
 Cook, William H.  
 Cornell, John.  
 Cowdrey, George A.  
 Curtice, John W.  
 Curtis, Jason L.  
 Curtis, Orson B.  
 Davis, Charles A.  
 Davis, Robert L.  
 Doane, Abiathar.  
 Eager, Edward R.  
 Ellis, W. Irving.  
 Emory, James W.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Lucius.  
 Field, Ralph A.  
 Fish, Isaiah.  
 Gardner, Nelson.

|                            |                        |
|----------------------------|------------------------|
| Messrs. Goulding, Frank P. | Messrs. Perry, Josiah. |
| Greene, Thomas R.          | Pike, James D.         |
| Hale, Edwin B.             | Potter, Timothy D.     |
| Hart, John W.              | Powers, Henry W.       |
| Haskell, Edward H.         | Price, George.         |
| Hastings, Thomas J.        | Rand, Oliver J.        |
| Hathaway, Rawson.          | Randall, David.        |
| Hawks, Alanson K.          | Ranlett, Charles E.    |
| Hayden, George F.          | Reed, William.         |
| Hildreth, James, 2d.       | Rice, George W.        |
| Hill, Hamilton A.          | Richards, James H.     |
| Howe, Asa F.               | Richardson, Jesper.    |
| Howe, Simon H.             | Ricker, John W.        |
| Howe, William.             | Robinson, William.     |
| Howes, Thomas P.           | Sanford, Baalis, jun.  |
| Hutchinson, Eben.          | Sargent, Edmund P.     |
| Hyde, Henry D.             | Sargent, Lucius M.     |
| Jennings, Andrew J.        | Shortle, Henry.        |
| Johnson, Henry A.          | Smith, Matthew.        |
| Jones, Augustine.          | Smyth, William A. S.   |
| Kelly, Jarvis P.           | Soule, Rufus A.        |
| Lewis, John A.             | Spaulding, Pliny F.    |
| Lincoln, George C.         | Stackpole, Stephen A.  |
| Lovell, Andrew.            | Stiles, Henry S.       |
| Lowther, George W.         | Stuart, William J.     |
| Macomber, Pardon.          | Studley, Ezekiel R.    |
| Marlor, John.              | Swift, Van Rensselaer. |
| Marsh, Edwin W.            | Taft, Zadok A.         |
| Marshall, George S.        | Thomas, Edward I.      |
| McPherson, Eben. M.        | Turner, John.          |
| Merriam, Artemus.          | Underwood, Horace.     |
| Merritt, Amos W.           | Wales, Abijah T.       |
| Morton, Elbridge G., jun.  | Warren, Alonzo.        |
| Newton, John F.            | Webster, Edwin R.      |
| Nickerson, Richard E.      | White, Daniel N.       |
| Noyes, Chauncey O.         | White, Newton.         |
| Oakman, William C.         | Whitmore, Charles S.   |
| Otis, John L.              | Wiggin, William H.     |
| Packard, Henry B.          | Wilder, Henry H.       |
| Paige, Calvin D.           | Wilder, Sydney.        |
| Paige, Lucius R.           | Winn, John.            |
| Parmenter, J. Sumner.      | Wiswell, Joseph.       |
| Partridge, David A.        | Wonson, Charles H.     |
| Peck, William G.           | Wood, Solon.           |
| Peirce, James P.           | Wyman, Oliver B.       |

## NAYS.

|                             |                           |
|-----------------------------|---------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Bancroft, Alonzo. |
| Allen, Charles H.           | Bartholomew, Elisha P.    |

|                                   |                             |
|-----------------------------------|-----------------------------|
| <b>Messrs. Beach, Theodore D.</b> | <b>Messrs. Mahon, John.</b> |
| Blanchard, William.               | Mahony, James T.            |
| Bliss, William B.                 | Manning, William.           |
| Brackett, John Q. A.              | Marden, Frederic A.         |
| Brown, Luther J.                  | McGibbons, Samuel S.        |
| Byram, Charles R.                 | McGlynn, Patrick M.         |
| Carberry, William H.              | Mellen, James H.            |
| Carroll, Lewis.                   | Moore, Phillips.            |
| Case, Charles A.                  | Moors, Albert.              |
| Chapin, Nahum.                    | Murphy, Patrick F.          |
| Chase, Charles H.                 | Noble, Joseph G.            |
| Clark, Leonard.                   | Norton, Eugene L.           |
| Cobb, Philander.                  | Noyes, Charles J.           |
| Coffin, Hiram B.                  | Nugent, James H.            |
| Cooke, Hiram N.                   | O'Neil, Joseph H.           |
| Cornish, Israel C.                | Osgood, Charles S.          |
| Cunningham, Thomas.               | Paddock, Henry.             |
| Cushing, Levi L., jun.            | Phillips, Benjamin A.       |
| Daly, Anthony C.                  | Prescott, Charles J.        |
| Desmond, Cornelius.               | Pynchon, William.           |
| Doherty, Daniel.                  | Putnam, Henry W.            |
| Dunham, Jarvis N.                 | Read, William A.            |
| Emery, Levi.                      | Reed, William, jun.         |
| Flood, John T.                    | Rinn, Michael.              |
| French, Gardner.                  | Russell, Solomon N.         |
| Galligan, John H.                 | Shea, John B.               |
| Gargan, Francis.                  | Spaulding, Timothy G.       |
| Gilbert, Edwin.                   | Sprague, Leander.           |
| Gilman, Freeman L.                | Stone, Eben F.              |
| Glines, Jacob T.                  | Thompson, Leon'd, jun.      |
| Hardy, Noah L.                    | Thurston, Charles F.        |
| Hathaway, Thomas B.               | Tilton, John W.             |
| Hawkes, Nathan M.                 | Tucker, Payson E.           |
| Hill, Clement H.                  | Wade, Levi C.               |
| Hooper, John H.                   | Wadsworth, Alexander.       |
| Jackson, John.                    | Walsh, James L.             |
| Jager, Charles V.                 | Walton, Solon.              |
| Jenkins, Edward J.                | Webster, Abel.              |
| Kelley, Joseph J.                 | Wentworth, Samuel H.        |
| Keyes, Patrick.                   | Whitehead, Joseph.          |
| Kimball, Ensign.                  | Whitehouse, Sydney F.       |
| Knowlton, Marcus P.               | Wilcox, Henry M.            |
| Leary, Frank D.                   | Wilson, George A.           |
| Leighton, Edwin F.                | Wright, John H.             |
| Locke, James L.                   |                             |

Yeas, 132 ; nays, 93.

Mr. Hyde of Boston moved to amend the bill by striking out all after the third section ; and on this question the yeas and nays were ordered on request of Mr. Hyde.

Mr. Davis of Watertown gave notice that he had paired on the main question with Mr. Lovell of Weymouth, who would have voted for the bill; and, as he considered that this question was virtually the same as a vote on the bill, he would consider that he was paired on this also, and on this he would have voted "yes," and Mr. Lovell would have voted "no." The roll being called, the amendment was rejected, by a vote of 103 yeas to 116 nays, as follows:—

## YEAS.

|                             |                        |
|-----------------------------|------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Hardy, Noah L. |
| Allen, Charles H.           | Hill, Clement H.       |
| Bancroft, Alonzo.           | Hill, Hamilton A.      |
| Bartholomew, Elisha P.      | Hooper, John H.        |
| Beach, Theodore D.          | Hyde, Henry D.         |
| Bent, Myron W.              | Ingalls, Charles H.    |
| Billings, Joseph.           | Jackson, John.         |
| Bird, Francis W.            | Jager, Charles V.      |
| Blanchard, William.         | Jenkins, Edward J.     |
| Bliss, William B.           | Johnson, Henry A.      |
| Brackett, John Q. A.        | Kelley, Joseph J.      |
| Brown, Luther J.            | Kelly, Jarvis P.       |
| Byram, Charles R.           | Keyes, Patrick.        |
| Carberry, William H.        | Knowlton, Marcus P.    |
| Carroll, Lewis.             | Leary, Frank D.        |
| Chapin, Nahum.              | Locke, James L.        |
| Chase, Charles H.           | Mahon, John.           |
| Clark, Leonard.             | Mahony, James T.       |
| Cobb, Philander.            | Manning, William.      |
| Coffin, Hiram B.            | Marden, Frederic A.    |
| Cooke, Hiram N.             | McGibbons, Samuel S.   |
| Cunningham, Thomas.         | McGlynn, Patrick M.    |
| Curtice, John W.            | Mellen, James H.       |
| Cushing, Levi L., jun.      | Moore, Phillips.       |
| Daly, Anthony C.            | Moors, Albert.         |
| Desmond, Cornelius.         | Murphy, Patrick F.     |
| Doherty, Daniel.            | Noble, Joseph G.       |
| Dunham, Jarvis N.           | Norton, Eugene L.      |
| Emery, Levi.                | Noyes, Charles J.      |
| Emory, James W.             | Nugent, James H.       |
| Field, Ralph A.             | O'Neil, Joseph H.      |
| Flood, John T.              | Osgood, Charles S.     |
| Galligan, John H.           | Otis, John L.          |
| Gargan, Francis.            | Packard, Henry B.      |
| Gilbert, Edwin.             | Paddock, Henry.        |
| Gilman, Freeman L.          | Peck, William G.       |
| Glines, Jacob T.            | Phillips, Benjamin A.  |
| Goulding, Frank P.          | Prescott, Charles J.   |

**Messrs.** Pynchon, William.  
Putnam, Henry W.  
Read, William A.  
Reed, William.  
Rinn, Michael.  
Russell, Solomon N.  
Shea, John B.  
Spaulding, Pliny F.  
Spaulding, Timothy G.  
Sprague, Leander.  
Stiles, Henry S.  
Stone, Eben F.  
Swift, Van Rensselaer.  
Thompson, Leonard, jun.

**Messrs.** Thurston, Charles F.  
Tucker, Payson E.  
Wade, Levi C.  
Wadsworth, Alexander.  
Walsh, James L.  
Webster, Abel.  
Wentworth, Samuel H.  
Whitehead, Joseph.  
Whitehouse, Sydney F.  
Wilcox, Henry M.  
Wilson, George A.  
Wood, Solon.  
Wright, John H.

**NAYS.**

**Messrs.** Ames, James H.  
Andrews, Israel W.  
Anthony, Job K.  
Baker, George M.  
Baker, John I.  
Barnes, Charles E.  
Barnes, Sidney.  
Barrett, George V.  
Bartlett, James E. T.  
Beal, Melvin.  
Bolles, Matthew.  
Brigham, George O.  
Brooks, William A.  
Burnett, Martin W.  
Bush, Charles W.  
Case, Charles A.  
Chamberlain, Alvin B.  
Clough, Benjamin.  
Coffin, Samuel.  
Colburn, George F.  
Converse, Elisha S.  
Cook, William H.  
Cornell, John.  
Cornish, Israel C.  
Cowdrey, George A.  
Curtis, Jason L.  
Curtis, Orson B.  
Davis, Charles A.  
Doane, Abiathar.  
Eager, Edward R.  
Ellis, W. Irving.  
Everett, Noble W.  
Fairbank, John B.

**Messrs.** Field, Lucius.  
Fish, Isaiah.  
French, Gardner.  
Gardner, Nelson.  
Greene, Thomas R.  
Hale, Edwin B.  
Hart, John W.  
Haskell, Edward H.  
Hastings, Thomas J.  
Hathaway, Rawson.  
Hawks, Alanson K.  
Hawkes, Nathan M.  
Hayden, George F.  
Hildreth, James, 2d.  
Howe, Asa F.  
Howe, Simon H.  
Howe, William.  
Howes, Thomas P.  
Hutchinson, Eben.  
Jennings, Andrew J.  
Jones, Augustine.  
Kimball, Ensign.  
Leighton, Edwin F.  
Lewis, John A.  
Lincoln, George C.  
Lovell, Andrew.  
Lowther, George W.  
Macomber, Pardon.  
Marlor, John.  
Marsh, Edwin W.  
Marshall, George S.  
McPherson, Eben'r M.  
Merriam, Artemus.

|                          |                         |
|--------------------------|-------------------------|
| Messrs. Merritt, Amos W. | Messrs. Smith, Matthew. |
| Newton, John F.          | Smyth, William A. S.    |
| Nickerson, Richard E.    | Soule, Rufus A.         |
| Noyes, Chauncey O.       | Stackpole, Stephen A.   |
| Oakman, William C.       | Stuart, William J.      |
| Paige, Calvin D.         | Studley, Ezekiel R.     |
| Paige, Lucius R.         | Taft, Zadok A.          |
| Parmenter, J. Sumner.    | Thomas, Edward I.       |
| Partridge, David A.      | Tilton, John W.         |
| Perry, Josiah.           | Turner, John.           |
| Pike, James D.           | Underwood, Horace       |
| Potter, Timothy D.       | Wales, Abijah T.        |
| Powers, Henry W.         | Walton, Solon.          |
| Price, George.           | Warren, Alonzo.         |
| Rand, Oliver J.          | Webster, Edwin R.       |
| Randall, David.          | White, Daniel N.        |
| Ranlett, Charles E.      | White, Newton.          |
| Richards, James H.       | Whitmore, Charles S.    |
| Richardson, Jesper.      | Wiggin, William H.      |
| Ricker, John W.          | Wilder, Henry H.        |
| Robinson, William.       | Wilder, Sydney.         |
| Sanford, Baalis, jun.    | Winn, John.             |
| Sargent, Edmund P.       | Wiswell, Joseph.        |
| Sargent, Lucius M.       | Wonson, Charles H.      |
| Shortle, Henry.          | Wyman, Oliver B.        |

Yeas, 103 ; nays, 116.

On the main question, it being on ordering the bill to a third reading, the yeas and nays were ordered, on request of Mr. Prescott of Boston. On this question Mr. McPherson of Boston and Mr. Baker of Beverly, who would have voted in the affirmative, gave notice that they had paired respectively with Mr. Pillsbury of Boston, and Mr. Washburn of Worcester ; and Mr. Norton of Boston, who would have voted in the negative, gave notice that he had paired with Mr. Ranlett of Newton. The roll being called, the bill was refused a third reading, by a vote of 105 yeas to 110 nays, as follows : —

#### YEAS.

|                        |                       |
|------------------------|-----------------------|
| Messrs. Ames, James H. | Messrs. Beal, Melvin. |
| Andrews, Israel W.     | Bent, Myron W.        |
| Anthony, Job K.        | Brigham, George O.    |
| Baker, George M.       | Brooks, William A.    |
| Barnes, Charles E.     | Bush, Charles W.      |
| Barnes, Sidney.        | Case, Charles A.      |
| Barrett, George V.     | Chamberlain, Alvin B. |
| Bartlett, James E. T.  | Clough, Benjamin.     |

**Messrs.** Coffin, Samuel.  
 Colburn, George F.  
 Converse, Elisha S.  
 Cook, William H.  
 Cornish, Israel C.  
 Cowdrey, George A.  
 Curtis, Jason L.  
 Curtis, Orson B.  
 Davis, Charles A.  
 Doane, Abiathar.  
 Eager, Edward R.  
 Ellis, W. Irving.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Lucius.  
 Fish, Isaiah.  
 French, Gardner.  
 Gardner, Nelson.  
 Greene, Thomas R.  
 Hale, Edwin B.  
 Hart, John W.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hayden, George F.  
 Hildreth, James, 2d.  
 Howe, Asa F.  
 Howe, Simon H.  
 Howe, William.  
 Howes, Thomas P.  
 Hutchinson, Eben.  
 Jennings, Andrew J.  
 Jones, Augustine.  
 Lewis, John A.  
 Lincoln, George C.  
 Lovell, Andrew.  
 Lowther, George W.  
 Macomber, Pardon.  
 Marlbor, John.  
 Marsh, Edwin W.  
 Marshall, George S.  
 Merriam, Artemus.  
 Merritt, Amos W.  
 Nickerson, Richard E.  
 Noyes, Chauncey O.

**Messrs.** Oakman, William C.  
 Otis, John L.  
 Paige, Calvin D.  
 Parmenter, J. Sumner.  
 Partridge, David A.  
 Perry, Josiah.  
 Pike, James D.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Price, George.  
 Rand, Oliver J.  
 Randall, David.  
 Richards, James H.  
 Richardson, Jesper.  
 Ricker, John W.  
 Robinson, William.  
 Sanford, Baalis, jun.  
 Sargent, Edmund P.  
 Shortle, Henry.  
 Smith, Matthew.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Stackpole, Stephen A.  
 Stuart, William J.  
 Studley, Ezekiel R.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Tilton, John W.  
 Turner, John.  
 Underwood, Horace.  
 Wales, Abijah T.  
 Walton, Solon.  
 Warren, Alonzo.  
 Webster, Edwin R.  
 White, Daniel N.  
 White, Newton.  
 Whitmore, Charles S.  
 Wiggin, William H.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Winn, John.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wyman, Oliver B.

**NATS.**

**Messrs.** Aldrich, Charles P.  
 Allen, Charles H.

**Messrs.** Bancroft, Alonzo.  
 Bartholomew, Elisha P.



|                            |                         |
|----------------------------|-------------------------|
| Messrs. Beach, Theodore D. | Messrs. Keyes, Patrick. |
| Billings, Joseph.          | Kimball, Ensign.        |
| Bird, Francis W.           | Knowlton, Marcus P.     |
| Blanchard, William.        | Leary, Frank D.         |
| Bliss, William B.          | Leighton, Edwin F.      |
| Bolles, Matthew.           | Locke, James L.         |
| Brackett, John Q. A.       | Mahon, John.            |
| Brown, Luther J.           | Mahony, James T.        |
| Burnett, Martin W.         | Manning, William.       |
| Byram, Charles R.          | Marden, Frederic A.     |
| Carberry, William H.       | McGibbons, Samuel S.    |
| Carroll, Lewis.            | McGlynn, Patrick M.     |
| Chapin, Nahum.             | Mellen, James H.        |
| Chase, Charles H.          | Moore, Phillips.        |
| Clark, Leonard.            | Moors, Albert.          |
| Cobb, Philander.           | Murphy, Patrick F.      |
| Coffin, Hiram B.           | Newton, John F.         |
| Cooke, Hiram N.            | Noble, Joseph G.        |
| Cornell, John.             | Noyes, Charles J.       |
| Cummings, John W.          | Nugent, James H.        |
| Cunningham, Thomas.        | O'Neil, Joseph H.       |
| Curtice, John W.           | Osgood, Charles S.      |
| Cushing, Levi L., jun.     | Packard, Henry B.       |
| Daly, Anthony C.           | Paddock, Henry.         |
| Desmond, Cornelius.        | Paige, Lucius R.        |
| Doherty, Daniel.           | Peck, William G.        |
| Dunham, Jarvis N.          | Phillips, Benjamin A.   |
| Emery, Levi.               | Prescott, Charles J.    |
| Emory, James W.            | Pynchon, William.       |
| Field, Ralph A.            | Putnam, Henry W.        |
| Flood, John T.             | Read, William A.        |
| Galligan, John H.          | Reed, William.          |
| Gargan, Francis.           | Rinn, Michael.          |
| Gilbert, Edwin.            | Russell, Solomon N.     |
| Gilman, Freeman L.         | Sargent, Lucius M.      |
| Glines, Jacob T.           | Shea, John B.           |
| Goukling, Frank P.         | Spaulding, Pliny F.     |
| Hardy, Noah L.             | Spaulding, Timothy G.   |
| Hawks, Alanson K.          | Sprague, Leander.       |
| Hawkes, Nathan M.          | Stiles, Henry S.        |
| Hill, Clement H.           | Stone, Eben F.          |
| Hill, Hamilton A.          | Swift, Van Rensselaer.  |
| Hooper, John H.            | Thompson, Leon'd, jun.  |
| Hyde, Henry D.             | Thurston, Charles F.    |
| Jackson, John.             | Tucker, Payson E.       |
| Jager, Charles V.          | Wade, Levi C.           |
| Jenkins, Edward J.         | Wadsworth, Alexander.   |
| Johnson, Henry A.          | Walsh, James L.         |
| Kelley, Joseph J.          | Webster, Abel.          |
| Kelly, Jarvis P.           | Wentworth, Samuel H.    |

Messrs. Whitehead, Joseph.      Messrs. Wilson, George A.  
           Whitehouse, Sydney F.      Wood, Solon.  
           Wilcox, Henry M.      Wright, John H.

Yeas, 105 ; nays, 110.

Subsequently Mr. Wilder of Lowell moved a reconsideration of the vote whereby the bill was refused a third reading, which motion was, under the rule, placed in the orders of the day for to-morrow.

*Taken from the Table.*

On motions of Mr. Knowlton of Springfield the reports of the committee on the Liquor Law :

Inexpedient to legislate, on an order relative to amending the license law concerning the licensing of apothecaries ; and Apothecaries.

Leave to withdraw, on the petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns, for the purpose of selling without a license ; and the Licenses.

Bill (S. on leave) to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors ; Liquor Law.

Were severally taken from the table and placed in the orders of the day for to-morrow, the question in the last case being on the rejection of the bill.

*Discharged from the Orders.*

On motion of Mr. Wade of Newton the Bill relating to main drains and common sewers in the town of Brookline was discharged from the orders of the day. It was read a third time, amended on further motion of the same gentleman, passed to be engrossed as amended, and sent up for concurrence. Brookline  
sewers.

*Orders of the Day.*

Reports :

Of the committee on Labor, inexpedient to legislate, on an order relative to collection of information as to the demand for and supply of labor in the various industries of the Commonwealth ; and Orders of the  
day.

Of the committee on Railroads, leave to withdraw, on the petition of H. W. Nelson, relative to the report of the board of railroad commissioners on the Duxbury and Cohasset Railroad ;

Were severally accepted, and sent up for concurrence.

The report of the committee on Education, inexpedient to legislate, on the order relative to the expenditure of money by school committees, was accepted in concurrence.

The Bill in relation to the election of selectmen and assessors of towns was further considered, and ordered to a third reading.

**Bills:**

To preserve the eel-fisheries in Ipswich River and its tributaries, in the town of Ipswich; and

To authorize the Old-Colony Railroad Company to purchase the railroad and franchises of the Duxbury and Cohasset Railroad Company; and

**Resolves:**

Reimbursing sundry cities and towns for payments made on account of rent of armories;

In favor of Foster King; and

In favor of Thomas Mallory;

Were severally read, and ordered to a third reading.

**Bills:**

In relation to the compensation of auditors;

To revise the charter of the city of Fall River;

Concerning the appointment of special commissioners for alterations in railroad-crossings; and

Concerning the records of deeds for the town of Dalton;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 5.30 the House adjourned.

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THURSDAY, April 4, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Washington Gladden of Springfield.

*Petitions Presented.*

Soldiers' Home.

By Mr. Bonney of Dedham, petition of David L. Hodges and 128 others, for an appropriation to establish a Soldiers' Home. Referred to the committee on Military Affairs.

Sent up for concurrence.

Old South.

By Mr. Swift of Bridgewater, petition of William H. Osborne and others, in aid of the preservation of the Old South Meeting-House. Placed on file.

*Order.*

The order offered yesterday by Mr. Hawkes of Lynn, and laid over, relative to morning sessions, was adopted.

Morning  
sessions.

*Papers from the Senate.*

## Reports:

Of the committee on Banks and Banking, reference to the next General Court, on the Bill in addition to "An Act in relation to savings banks and institutions for savings;" and

Savings banks.

Of the committee on Woman Suffrage, leave to withdraw, on the petition of Sarah S. Russell and others, and sundry petitions in aid of the same, that women who pay taxes upon property may vote for town and city officers;

Municipal.  
Woman  
suffrage.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

The report of the committee on Prisons, inexpedient to legislate, on an order relative to the removal of the prisoners from Charlestown to Concord, was read, and accepted in concurrence, under suspension of the rule.

Removal of  
prisoners.

## Bills:

To extend the jurisdiction of trial-justices in certain criminal cases, amending chapter 78 of the Acts of the year 1863; and

Trial-justices.

To amend section 1 of chapter 331 of the Acts of the year 1870, relating to hawkers and peddlers;

Hawkers and  
peddlers.

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

A Bill relating to the appointment and removal of guardians of minors, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

Minors.

## Bills:

To provide for the more accurate registration of vital statistics (reported on the report of the board of supervisors of statistics); and

Vital statistics.

To amend chapter 372 of the Acts of the year 1874, relating to railroads (reported on the report of the railroad commissioners);

Railroads.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

The House Bill concerning suits upon debts, claims, and assets sold or assigned by executors and administrators, came down, passed to be engrossed in concurrence,

Executors, etc.

with certain amendments, which were referred, under the rule, to the committee on Probate and Chancery.

*Reports of Committees.*

Trout.

By Mr. Andrews of Danvers, from the committee on the Fisheries, leave to withdraw, on the petition of R. L. Mason and others, for a law to regulate the taking of trout.

Black bass.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to taking black bass, or other fish, out of season, and petitions in aid of the same.

Taunton Great River.

By Mr. Wales of Attleborough, from the same committee, inexpedient to legislate, on an order relative to amending section 2, chapter 208, of the Acts of the year 1876, relative to the location of seines in the Taunton Great River.

Private ponds.

By Mr. Flood of Randolph, from the same committee, inexpedient to legislate, on an order relative to protecting the rights of owners and lessees in private ponds.

Severally read, and placed in the orders of the day for to-morrow.

Westport and Freetown.

By Mr. Jennings of Fall River from the committee on the Judiciary, that the Senate Bill giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the towns of Westport and Freetown ought to pass. Placed in the orders of the day for to-morrow, for a second reading.

State contracts.

By Mr. Stone of Newburyport, from the committee on Finance, on an order, a Bill relating to state contracts and expenditures. Read, and ordered to a second reading.

Replevin bonds.

The report of the committee on the Judiciary, on the Senate Bill relating to replevin bonds, recommending that the House insist on the amendment non-concurred in by the Senate, and that a committee of Conference be appointed, was accepted under suspension of the rule; and Messrs. Goulding of Worcester, Wade of Newton, and Pillsbury of Boston, were appointed on the part of the House.

Sent up for concurrence.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

Relating to foreign insurance companies;

To provide additional terms of the probate court at Fitchburg, in the county of Worcester;

To prevent over-insurance, and to define to whom payment of losses shall be made in certain cases ; and

To authorize the appointment of trustees for the Massachusetts School for Idiotic and Feeble-minded Youth ;

(Which severally originated in the House of Representatives) ;

To amend chapter 179 of the General Statutes, in relation to aiding convicts to escape from the State Prison ;

Providing that selectmen may measure ponds, under chapter 82 of the Acts of the year 1874 ; and

To authorize the construction of a narrow-gauge railroad in Sterling and Princeton ;

(Which severally originated in the Senate) ;

Were severally passed, to be enacted, signed and sent to the Senate.

*Discharged from the Orders.*

On motion of Mr. Ingalls of Adams the Bill to provide for the keeping of registers of voters in cities and towns was discharged from the orders of the day, and, on further motion of the same gentleman, was postponed for further consideration until next Tuesday.

Registers of  
voters.

On motion of Mr. Mellen of Worcester the Senate report of the committee on Education, reference to the next General Court, on the petition and orders relative to the employment of children in manufacturing establishments, was discharged from the orders of the day, and, on further motion of the same gentleman, was laid on the table.

Children in  
manufacturing  
establishments.

*Taken from the Table.*

Mr. Allen of Boston moved to take from the table his motion to reconsider the vote whereby the House refused to concur with the Senate in the suspension of the 20th joint Rule, on the petition of the mayor of Boston for amendment of the 196th chapter of the Acts of 1874, for the improvement of Stony Brook and its tributaries, which was adopted. The motion to reconsider was then rejected.

*Orders of the Day.*

The report of the committee on the Judiciary, leave to withdraw, on the petition of the Raynham Co-operative Boot and Shoe Company, for an act to dissolve said corporation, was accepted.

Orders of the  
day.

The reports of the committee on Claims, reference to next General Court, on the several petitions of the towns of Otis, Sandisfield, and Tolland, for re-imbursement for money expended on the Lee and New-Haven Railroad, were severally accepted, and sent up for concurrence, the House rejecting an amendment offered by Mr. Hyde of Boston to substitute "leave to withdraw" for "reference to next General Court" in the first-named report.

The report of the committee on Railroads, inexpedient to legislate, on the annual report of the state directors of the Boston and Albany Railroad Corporation, was accepted in concurrence.

**Bills:**

Authorizing the Board of Education to make certain expenditures in connection with the Paris Exposition;

Conferring upon judges of probate certain powers in relation to the removal of executors, administrators, guardians, and trustees, and the enforcement of decrees made in pursuance thereof;

To supply the city of Newburyport with water (amended on motions of Messrs. Reed of Taunton and Stone of Newburyport);

To amend chapters 93, 94, 100, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians (amended as recommended by the committee on Probate and Chancery);

Relating to payments for burial-purposes from the estates of deceased persons;

Concerning the expenses of the railroad commissioners;

Relative to tender and offer of judgment in land damage and lien cases;

Relating to the apportionment of sewer and sidewalk assessments;

To authorize the Massachusetts Charitable Mechanic Association to erect a wooden building in the city of Boston;

To extend the application of sections 6 and 7 of chapter 123 of the General Statutes, in relation to the venue of actions in which the city of Boston is a party;

To amend section 22 of chapter 130 of the General Statutes, relating to set-off;

To enable the county commissioners of the county of Barnstable to borrow money for the purpose of constructing a jail and house of correction, and for other purposes;

To amend the law in regard to formation of corpora-

tions, so as to include associations for encouraging the raising of choice breeds of domestic animals and poultry ;

To repeal sections 76 and 77 of chapter 49 of the General Statutes, concerning pressed hay and straw ;

In relation to the terms of the Supreme Judicial Court for the counties of Nantucket and Dukes County ; and

Concerning sewers and drains in the city of Newton ; and a

Resolve in favor of discharged female prisoners ;

Were severally read, and ordered to a third reading.

Bills :

Relative to the rebuilding and improvement of stables in the city of Boston ;

To preserve the eel-fisheries in Ipswich River and its tributaries, in the town of Ipswich ; and

To authorize the Old-Colony Railroad Company to purchase the railroad and franchises of the Duxbury and Cohasset Railroad Company ; and

Resolves :

In favor of Foster King ; and

In favor of Thomas Mallory ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill concerning vagrants was further considered, passed to be engrossed, and sent up for concurrence.

The motion of Mr. Chapin of Boston, to reconsider the vote whereby the House on Tuesday indefinitely postponed the Bill to prevent unauthorized riding upon railroads, was rejected.

The motion of Mr. Wilder of Lowell, to reconsider the vote whereby the House refused to order to a third reading the Bill to amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquors," was carried. Pending the recurring question, on ordering the bill to a third reading, Mr. Wilder moved to amend the bill by striking out all the sections, except those relative to the "Moffett Register System," so called. Mr. Norton moved to amend the amendment by adding the words "and sections one, two, and three." The amendments were severally rejected ; and the bill was then indefinitely postponed, on motion of Mr. Prescott of Boston.

The report of the committee on Railroads, leave to withdraw, on petition of the directors of the Boston and



Poughkeepsie Railroad Company, for a loan of the credit of the State to aid in the construction of said road, and petitions in aid of the same, was further considered. The pending motion of Mr King of Boston, to amend by substituting a bill to aid the construction of the Boston and Poughkeepsie Railroad, was rejected. On the main question, the yeas and nays were ordered on request of Mr. Osgood of Salem; and, the roll being called, the report was accepted by a vote of 155 yeas to 7 nays, as follows:—

## YEAS.

|                             |                             |
|-----------------------------|-----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Desmond, Cornelius. |
| Allen, Charles H.           | Doane, Abiathar.            |
| Ames, James H.              | Doherty, Daniel.            |
| Andrews, Israel W.          | Dunham, Jarvis N.           |
| Anthony, Job K.             | Eager, Edward R.            |
| Baker, George M.            | Emory, James W.             |
| Barrett, George V.          | Fairbank, John B.           |
| Bartholomew, Elisha P.      | Field, Ralph A.             |
| Bartlett, James E. T.       | Fish, Isaiah.               |
| Bent, Myron W.              | Flood, John T.              |
| Billings, Joseph.           | French, Gardner.            |
| Bird, Francis W.            | Galligan, John H.           |
| Blanchard, William.         | Gardner, Nelson.            |
| Bolles, Matthew.            | Glines, Jacob T.            |
| Bonney, Henry C.            | Goulding, Frank P.          |
| Brackett, John Q. A.        | Greene, Thomas R.           |
| Brigham, George O.          | Hardy, Noah L.              |
| Brown, Luther J.            | Hart, John W.               |
| Burnett, Martin W.          | Haskell, Edward H.          |
| Byram, Charles R.           | Hathaway, Rawson.           |
| Carberry, William H.        | Hathaway, Thomas B.         |
| Carll, Francis.             | Hawks, Alanson K.           |
| Carroll, Lewis.             | Hawkes, Nathan M.           |
| Chapin, Nahum.              | Hayden, George F.           |
| Chase, Charles H.           | Hildreth, James, 2d.        |
| Clark, Leonard.             | Hill, Clement H.            |
| Clough, Benjamin.           | Hill, Hamilton A.           |
| Coffin, Hiram B.            | Hooper, John H.             |
| Coffin, Samuel.             | Howe, Asa F.                |
| Cook, William H.            | Howe, Simon H.              |
| Cooke, Hiram N.             | Howe, William.              |
| Cornell, John.              | Hutchinson, Eben.           |
| Cornish, Israel C.          | Hyde, Henry D.              |
| Cowdrey, George A.          | Jackson, John.              |
| Cunningham, Thomas.         | Jager, Charles V.           |
| Curtice, John W.            | Jennings, Andrew J.         |
| Curtis, Orson B.            | Johnson, Henry A.           |
| Davis, Robert L.            | Jones, Augustine.           |

|                                  |                                |
|----------------------------------|--------------------------------|
| <b>Messrs.</b> Kelley, Joseph J. | <b>Messrs.</b> Rand, Oliver J. |
| Kelly, Jarvis P.                 | Ranlett, Charles E.            |
| Kimball, Ensign.                 | Reed, William.                 |
| Knowlton, Marcus P.              | Reed, William, jun.            |
| Leary, Frank D.                  | Rice, George W.                |
| Leighton, Edwin F.               | Richards, James H.             |
| Lincoln, George C.               | Richardson, Jesper.            |
| Lovell, Andrew.                  | Rinn, Michael.                 |
| Lovell, John D.                  | Robinson, William.             |
| Lowther, George W.               | Russell, Solomon N.            |
| Macomber, Pardon.                | Sargent, Lucius M.             |
| Mahon, John.                     | Smith, Matthew.                |
| Marlor, John.                    | Smyth, William A. S.           |
| Marsh, Edwin W.                  | Soule, Rufus A.                |
| Marshall, George S.              | Spaulding, Timothy G.          |
| McGibbons, Samuel S.             | Sprague, Leander.              |
| McGlynn, Patrick M.              | Stiles, Henry S.               |
| Mellen, James H.                 | Stone, Eben F.                 |
| Merriam, Artemus.                | Stuart, William J.             |
| Merritt, Amos W.                 | Studley, Ezekiel R.            |
| Moore, Phillips.                 | Swift, Van Rensselaer.         |
| Morton, Elbridge G., jun.        | Thomas, Edward I.              |
| Newton, John F.                  | Tucker, Payson E.              |
| Nickerson, Richard E.            | Underwood, Horace.             |
| Noble, Joseph G.                 | Wadsworth, Alexander.          |
| Noyes, Chauncey O.               | Wales, Abijah T.               |
| Nugent, James H.                 | Walsh, James L.                |
| O'Neil, Joseph H.                | Washburn, John D.              |
| Osgood, Charles S.               | Webster, Edwin R.              |
| Packard, Henry B.                | Wentworth, Samuel H.           |
| Paddock, Henry.                  | White, Daniel N.               |
| Paige, Lucius R.                 | White, Newton.                 |
| Peck, William G.                 | Whitehead, Joseph.             |
| Peirce, James P.                 | Wilder, Henry H.               |
| Perry, Josiah.                   | Wilder, Sydney.                |
| Phillips, Benjamin A.            | Winn, John.                    |
| Potter, Timothy D.               | Wiswell, Joseph.               |
| Powers, Henry W.                 | Wonson, Charles H.             |
| Prescott, Charles J.             | Wood, Solon.                   |
| Pynchon, William.                |                                |

**NAYS.**

|                               |                                    |
|-------------------------------|------------------------------------|
| <b>Messrs.</b> Baker, John I. | <b>Messrs.</b> McPherson, Eben. M. |
| Bancroft, Alonzo.             | Parmenter, J. Sumner.              |
| Bliss, William B.             | Wilcox, Henry M.                   |
| King, William S.              |                                    |

Yeas, 155 ; nays, 7.

**The Bill for the appointment of inspectors of steam-**

boilers was read a second time, and considered. Mr. Stuart of Hyde Park moved to amend by substituting a new bill with the same title. Amendments to the proposed substitute were moved by Messrs. Eager of Canton and Macomber of Fall River, and, pending the question on ordering the bill to a third reading, it was, on motion of Mr. Norton of Boston, re-committed to the committee on Manufactures, with instructions to report a bill to provide for the inspection of steam-boilers. Sent up for concurrence.

The Bill relating to sales of merchandise at auction in this Commonwealth by non-residents was rejected, as recommended by the committee on Mercantile Affairs.

At 5.28 the House adjourned.

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FRIDAY, April 5, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Public charities.

The report of the committee on Public Charitable Institutions, no further legislation necessary, on the report of the commission on public charities, accepted by the Senate, was read, and placed in the orders of the day for Monday.

Bills:

Executors or administrators.

Limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions (being a new draft of a House Bill with the same title); and

Bonds of executors, etc.

To amend chapters 93, 94, 100, 102, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on Probate and Chancery.

Public documents.

A Resolve (on leave) relative to the distribution of certain public documents, passed to be engrossed by the Senate, was placed in the orders of the day for Monday, for a second reading.

*Ordered*, In concurrence (under suspension of the 20th joint Rule), that the joint standing committee on Harbors be instructed to inquire and report what legislation is necessary for the protection of the state dike across the mouth of East Harbor, at the eastern extremity of Provincetown Harbor, and connecting the towns of Provincetown and Truro, with liberty to report by bill or otherwise.

East Harbor  
Dike.

Notice was received from the Senate that the House Bill in relation to sales of merchandise at temporary stands in the streets of Boston had failed to pass in that branch.

Street-peddlers  
in Boston.

*Discharged from the Orders.*

On motion of Mr. Osgood of Salem the report of the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee appointed in 1877 to investigate the management and discipline of the State Workhouse at Bridgewater, was discharged from the orders of the day, and, on further motion of the same gentleman, it was laid on the table.

Bridgewater  
Workhouse.

On motion of Mr. C. H. Hill of Boston the Bill in relation to registration and elections in the city of Boston was discharged from the orders of the day, and, on further motion of the same gentleman, the bill was postponed for further consideration, until Monday.

Boston —  
registration and  
elections.

*Bills Enacted, and Resolve Passed.*

Engrossed bills :

Bills enacted.

In relation to the indexes in the registry of deeds of the county of Suffolk ; and

Fixing the time and place of holding probate courts in the county of Suffolk ;

(Which severally originated in the House of Representatives) ;

To amend chapter 63 of the Acts of the year 1870, relating to the maintenance of Lagoon Bridge between the towns of Tisbury and Edgartown ; and

Concerning plantations of timber-trees and the tax thereon ;

(Which severally originated in the Senate). ;

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve, in favor of George White (which originated in the House of Representatives), was passed, signed, and sent to the Senate.

Resolve passed.

*Reports of Committees.*

**Fees for writs.** By Mr. Walsh of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to fees of officers for service of writs.

**Caucuses.** By Mr. Knowlton of Springfield, from the same committee, inexpedient to legislate, on an order relative to public meetings for the selection of candidates for public office.

Severally read, and placed in the orders of the day for Monday.

**Trial-justices.** By Mr. Goulding of Worcester, from the committee on the Judiciary, that the Senate Bill to extend the jurisdiction of trial-justices in certain criminal cases, amending chapter 78 of the Acts of the year 1863, ought to pass.

**Hawkers and peddlers.** By Mr. Knowlton of Springfield, from the same committee, that the Senate Bill to amend section 1 of chapter 331 of the Acts of the year 1870, relating to hawkers and peddlers, ought to pass.

Severally placed in the orders of the day for Monday, for a second reading.

**Massachusetts Agricultural College.** By Mr. Cushing of Cambridge, from the committee on Finance, that the Resolve in favor of the Massachusetts Agricultural College ought not to pass. (See House Doc. No. 277.)

**Institute of Technology.** By Mr. Stone of Newburyport, from the same committee, that the Resolve in favor of the Massachusetts Institute of Technology ought not to pass. (See House Doc. No. 274.)

**Worcester-county Free Institute.** By Mr. H. A. Hill of Boston, from the same committee, that the Resolve in favor of the Worcester-county Free Institute of Industrial Science ought not to pass. (See House Doc. No. 282.)

Severally placed in the orders of the day for Monday, the question, in each case, being on the rejection of the resolve.

**New-York and New-England Railroad.** By Mr. Tucker of Boston, from the committee on Railroads, — to whom was referred the report of the committee appointed at the last session of the legislature to report to the present session "what action it may be expedient for the State to take in relation to its investment in the stock and securities of the New-York and New-England Railroad Company," and also the petition of the New-York and New-England Railroad Company "for such action as the legislature might deem expedient for the interests of the State as the principal stockholder in said company," — a Bill to secure the interests of the Commonwealth in the New-

York and New-England Railroad. This report was signed by Messrs. Palmer of the Senate, and Messrs. Hawkes of Lynn, Chapin of Boston, Wilder of Lowell, Moseley of Boston, and Tucker of Boston, of the House. Mr. Osgood of Salem, in an indorsement on the report, gave some suggestions on the subject, but concurred in reporting the bill. Messrs. Knowlton of the Senate, and Soule of New Bedford of the House, dissented, and recommended that no legislation be had on the subject. Messrs. Gilbert of the Senate, and Dunham of Pittsfield, of the House, also dissented, and their views were expressed at length. (For the bill and report, with the views of the minorities, see House Doc. No. 276.) The Bill was read, and referred under the rule, to the committee on Finance.

By Mr. Bird of Walpole, from the committee on Finance, that the resolves:

In favor of the Pilgrim Society of Plymouth; and

Pilgrim Society.

In favor of the Old South Association in Boston;

Old South.

Ought severally to pass in a new draft, if they were to pass at all (Mr. Cushing of Cambridge dissenting). (See House Docs. Nos. 272 and 273.)

By Mr. H. A. Hill of Boston, from the committee on Taxation, on an order (in part), a Bill in relation to domicile for the purpose of taxation.

Domicile.

By the same gentleman from the same committee, on an order, a Bill apportioning taxes on real estate, when divided before the payment of the taxes, or sale of the real estate.

Taxes on real estate.

By Mr. Richards of Lynn, from the same committee, on a petition, a Bill to authorize the collection of interest on district taxes.

District taxes.

By Mr. Hyde of Boston, from the same committee, that the Bill (on leave) exempting money loaned upon mortgage from taxation in certain cases, and relating to the taxation of savings banks and co-operative saving fund and loan associations, ought to pass in a new draft with the same title.

Taxation of money loaned on mortgage.

(Mr. Coffin of the Senate, and Messrs. Ranlett, Richards, Noble, and Paige of the House, dissented.)

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, to whom was referred the Senate Bill to abolish the Third and Fourth District Courts of Plymouth, to enlarge the Second District Court of Plymouth, and to establish the District Court of Southern Plymouth, and, on an order, a "Bill to abolish the Third District Court of Plymouth, and enlarge the jurisdiction of the Second District Court of Plymouth."

Plymouth county courts.

Tyringham.

By the same gentleman, from the same committee, that the Bill (on leave) to legalize the doings of the town of Tyringham ought to pass in a new draft with the following title: "Bill to confirm the doings of the town of Tyringham at its annual meeting, held April 1, 1878."

Severally read, and ordered to a second reading.

*Orders of the Day.*

Orders of the day.

Reports:

Of the committee on the Fisheries, inexpedient to legislate:

On an order relative to rights of owners and lessees in private ponds;

On an order relative to the location of seines in the Taunton Great River; and

On an order relative to taking black bass or other fish out of season; and

Leave to withdraw, on the petition of R. L. Mason and others, for a law to regulate the taking of trout;

Were severally accepted, and sent up for concurrence.

Reports:

Of the committee on the Fisheries, leave to withdraw, on the petition of Spencer Borden and others, for a change in the law in regard to the time of catching black bass;

Of the committee on Banks and Banking, reference to the next General Court, on the Bill in addition to "An Act in relation to savings banks and institutions for savings;" and

Of the committee on Woman Suffrage, leave to withdraw, on the petition of Sarah S. Russell and others, that women who pay taxes upon property may vote for town and city officers;

Were severally accepted in concurrence.

Bills:

Relating to the sale of real estate taken for taxes (amended on motion of Mr. Goulding of Worcester);

Relating to state contracts and expenditures;

In relation to the approval of private schools by school committees;

To amend chapter 372 of the Acts of the year 1874, relating to railroads; and

Giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the towns of Westport and Freetown;

Were severally read, and ordered to a third reading.

**Bills :**

Relating to the expense of rebuilding Thurlow's Bridge, in Newbury (amended on motion of Mr. Richards of Lynn);

To regulate the transaction of the business of insurance in this Commonwealth;

Relative to bail in criminal cases (amended on motions of Messrs. Macomber of Fall River, and Wade of Newton);

Relating to recognizances and bonds in municipal and district courts (amended on motion of Mr. Walsh of Boston);

To incorporate the town of Danvers into a mutual fire-insurance company at its election;

Relating to the disposition of certain funds in the treasury of the city of Boston;

Relating to payments for burial-purposes from the estates of deceased persons;

Concerning the expenses of the railroad commissioners;

To extend the application of sections 6 and 7 of chapter 123 of the General Statutes, in relation to the venue of actions in which the city of Boston is a party (its title having been amended by the committee on Bills in the Third Reading, to read as follows: "Bill in relation to the venue of actions for the collection of taxes in the city of Boston");

To amend section 22 of chapter 130 of the General Statutes, relating to set-off; and

In relation to sales of merchandise at temporary stands in the public streets; and a

Resolve in favor of discharged female prisoners;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

To enable the county commissioners of the county of Barnstable to borrow money for the purpose of constructing a jail and house of correction, and for other purposes;

To repeal sections 76 and 77 of chapter 49 of the General Statutes, concerning pressed hay and straw;

In relation to the terms of the Supreme Judicial Court for the counties of Nantucket and Dukes County; and

Concerning sewers and drains in the city of Newton;

Were severally read, and passed to be engrossed in concurrence.

The Bill (on leave) in relation to taxation and the



registration of voters in the city of Boston was rejected, as recommended by the committee on the Judiciary.

The Bill to repeal chapter 250 of the Acts of the year 1877, relating to the arrest and examination of judgment debtors, was read a third time, and, on motion of Mr. Wade of Newton, was postponed for further consideration until next Wednesday.

The Bill relating to State charitable and reformatory institutions was read a third time, and considered. After debate, on motion of Mr. Hyde of Boston, its further consideration was postponed until Monday.

At 5.15 adjourned.

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MONDAY, April 8, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Winslow of Boston.

Pauperism and  
suffrage.

A communication was received from the Chief Justice of the Supreme Judicial Court, enclosing the opinion of the justices of said court upon certain questions of law concerning pauperism and the right of suffrage. On motion of Mr. C. H. Hill of Boston, it was ordered to be printed, and placed on file. (See House Doc. No. 285.)

#### *Orders.*

The following order, offered by Mr. King of Boston, was referred to the committee on the State House:—

Bust of Henry  
Wilson.

*Ordered*, That the Sergeant-at-Arms be, and he hereby is, instructed to place the marble bust of Hon. Henry Wilson, now in the State Library, in some suitable place in the Doric Hall.

Sent up for concurrence.

The following order, offered by Mr. Richards of Lynn, was, at the request of Mr. C. H. Hill of Boston, laid over until to-morrow:—

Amendments.

*Ordered*, That the joint committee on Rules and Orders consider the expediency of an amendment to the joint rules; so that amendments to bills and resolves adopted in either branch shall be more effectually brought to the attention of the other branch of the legislature.

*Papers from the Senate.*

A Resolve concerning the lands of the Commonwealth in Charles River (reported on a petition); and

Bills:

Concerning the settlement of paupers (reported on the House Bill taken from the files of last year);

In amendment of "An Act to establish harbor-lines on Charles River" (reported on report of the harbor commissioners);

To prevent frauds in the sale of sewing-thread (substituted for House Bill to amend chapter 120 of the Acts of the year 1869, entitled "An Act to prevent fraud in the sale of cotton sewing-thread");

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

The Bill to amend the act to supply the town of Holyoke with pure water, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

The Bill for the appointment of inspectors of steam-boilers, re-committed by the House to the committee on Manufactures, with instructions, and sent up for concurrence, came down with the indorsement that the Senate non-concurred. On motion of Mr. Tucker of Boston the House receded from its reference; and, on further motion of the same gentleman, the bill was postponed for further consideration until next Friday, the question being on ordering it to a third reading.

Notice was received from the Senate, that the House Bill to amend an act relating to the rights of husbands and wives, and for the protection of minor children, had been rejected in that branch.

*Bill Enacted and Resolves Passed.*

An engrossed Bill to amend chapter 153 of the Acts of the year 1877, entitled "An Act to incorporate the Fidelity Assurance Company of Massachusetts" (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

In favor of the Massachusetts Charitable Eye and Ear Infirmary; and

In favor of Company C, Eighth Regiment Massachusetts Volunteer Militia;

Charles River.

Paupers.

Charles River.

Sewing-thread.

Holyoke.

Steam-boilers.

Husbands,  
wives, and  
minor children.

Bill enacted.

Resolves  
passed.

(Which severally originated in the House of Representatives);

Were severally passed, signed, and sent to the Senate.

*Reports of Committees.*

Corporate  
property.

By Mr. Paige of Southbridge, from the committee on Taxation, leave to withdraw, on the petition of George Tyler Bigelow and others, for a change in the laws relative to taxation of corporate property situated in other States, and petitions in aid of the same (Mr. H. A. Hill of the House dissenting).

Taxation of  
mortgages.

By Mr. Hastings of Worcester, from the same committee, leave to withdraw, on the petitions of C. H. Read and others, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged, and petitions in aid of the same.

Savings banks  
mortgages.

By Mr. Paige of Southbridge, from the same committee, inexpedient to legislate, on an order relative to exempting from taxation so much of the deposits in savings banks as are invested in mortgages.

Severally read, and placed in the orders of the day for to morrow.

Saving fund  
associations.

By Mr. Hastings of Worcester, from the committee on Taxation, inexpedient to legislate, on an order relative to taxation of co-operative saving fund and loan associations.

Taxation of  
trust property.

By Mr. Mahony of Boston, from the same committee, reference to next General Court, on the petition of Levi Emery and others, for the taxation of property held in trust, and used for purposes of business.

Severally read, and laid on the table, on motions of the gentlemen making the respective reports.

*Taken from the Table.*

Boston and  
Poughkeepsie  
Railroad.

On motion of Mr. King of Boston the report of the committee on Railroads, inexpedient to legislate, on an order relative to donating the Commonwealth's stock in the New-York and New-England Railroad to the Boston and Poughkeepsie Railroad Company, was taken from the table. The pending motion of the same gentleman, to amend by substituting a bill, was withdrawn; and the report was accepted, and sent up for concurrence.

Term-fees.

On motion of Mr. Hastings of Worcester the report of the committee on the Judiciary, inexpedient to legislate, on

an order relative to amending chapter 156 of the General Statutes, relative to term-fees, was taken from the table, and, the question recurring on its acceptance, it was accepted.

*Orders of the Day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to fees of officers for service of writs, was accepted. Orders of the day.

The report of the committee on Public Charitable Institutions, no further legislation necessary, on the report of the commission on public charities, was accepted in concurrence.

**Bills :**

To confirm the doings of the town of Tyringham at its annual meeting, held April 1, 1878 ;

In relation to registration and elections in the city of Boston (amended on motions of Messrs. McGibbons of Lynn, C. H. Hill of Boston, and Wentworth of Boston) ;

To authorize the collection of interest on district taxes ;

Apportioning taxes on real estate, when divided before the payment of the taxes or sale of the real estate ;

To extend the jurisdiction of trial-justices in certain criminal cases, amending chapter 78 of the Acts of the year 1863 ; and

To amend section 1 of chapter 331 of the Acts of the year 1870, relating to hawkers and peddlers ;

Were severally read, and ordered to a third reading.

**Bills :**

In addition to " An Act concerning the care and education of neglected children ; "

Conferring upon judges of probate certain powers in relation to the removal of executors, administrators, guardians, and trustees, and the enforcement of decrees made in pursuance thereof ;

Relating to the sale of real estate taken for taxes ; and

To amend an act relating to elections ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Subsequently Mr. Hutchinson of Chelsea moved to reconsider the vote whereby the bill last named was passed to be engrossed ; which motion was placed in the orders of the day for to-morrow.

## Bills:

To incorporate the States Union Telegraph and Telephone Company;

To amend chapters 93, 94, 100, 101, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians; and

To amend the law in regard to formation of corporations, so as to include associations for encouraging the raising of choice breeds of domestic animals and poultry (its title having been amended, so as to read a "Bill to authorize associations for raising choice breeds of domestic animals and poultry");

Were severally read a third time, and passed to be engrossed in concurrence, and sent up for concurrence in amendments adopted to each by the House.

The Bill relating to State charitable and reformatory institutions was further considered, amended on motion of Mr. Washburn of Worcester, and, after extended debate, was passed to be engrossed, and sent up for concurrence.

The Resolve in favor of Bridget Murphy of Merrimack was further considered, and ordered to a third reading.

At 5.35 adjourned.

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TUESDAY, April 9, 1878.

Met according to adjournment, at 11 o'clock A.M.

Prayer was offered by the Rev. Mr. Sargent of Grafton, a member of the House.

*Orders.*

The following order, offered as a substitute by Mr. Osgood of Salem for the order laid over yesterday, was adopted:—

Rule 44—  
amendments.

*Ordered*, That House Rule No. 44 be amended by adding at the end thereof the following words: "In which case such amendments shall be placed in the orders of the day for the next day."

The following order, offered by Mr. Baker of Beverly, was, at the request of Mr. Bird of Walpole, laid over until to-morrow:—

*Ordered*, That until otherwise ordered, whenever the House is in session at five o'clock P.M., the Speaker shall declare it adjourned upon the completion of the business upon which it is engaged at that hour.

Hour of adjournment.

*Papers from the Senate.*

Reports of the committee on the Fisheries, leave to withdraw :

On the petition of the Ashmere Reservoir Association, for a law to regulate fishing in their reservoir ; and

Ashmere Reservoir.

On the petition of the Massachusetts Fish and Game Protective Association, relative to taking bass during the close season ;

Bass.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

A Bill relating to the pollution of rivers, streams, and ponds used as sources of water-supply (reported on the report of the state board of health), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Pollution of streams.

A Bill concerning the support of married women who are insane, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Insane married women.

The House Bill in relation to applications for policies of fire and life insurance came down, passed to be engrossed in concurrence, with an amendment of the title to read as follows : " Bill in relation to misrepresentations in applications for policies of fire and life insurance ; " in which the House concurred.

Insurance policies.

A Bill to incorporate the town of North Adams (being a new draft of the House " Bill to divide the town of Adams, and incorporate the town of North Adams ") came down, passed to be engrossed by the Senate. The bill was read ; and, on motion of Mr. Ingalls of Adams, the rule was suspended, and it was read a second time, and ordered to a third reading.

Adams.

*Ordered to be Printed.*

On motion of Mr. Tucker of Boston, House Doc. No. 276, being the report of the committee on Railroads, on the petition of the New-York and New-England Railroad Company, was ordered to be reprinted as a House document.

New-York and New-England Railroad.

*Reports of Committees.*

State camp-ground.

By Mr. Thurston of Cambridge, from the committee on Military Affairs, that the Resolve (on leave) concerning the highway near the State camp-ground at South Framingham ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the resolve.

Money-bills.

By Mr. Stone of Newburyport, from the committee of Conference on the disagreement between the two branches of the legislature in reference to the order relative to asking the opinion of the justices of the Supreme Court as to money-bills, that they have been unable to agree, and recommending that each branch require the opinion of the justices in such form as each may determine to be proper. Accepted under suspension of the rule, and sent up for concurrence.

Vermont and Massachusetts Railroad.

By Mr. Osgood of Salem, from the committee on Railroads, on petitions, a Bill to authorize the Vermont and Massachusetts Railroad Company to sell that part of its railroad known as the Brattleborough Branch.

Ten-hour Law.

By Mr. Mellen of Worcester, from the committee on Labor, on the report of the committee (re-committed), inexpedient to legislate on an order relative to amending the ten-hour law, a Bill to amend chapter 221 of the Acts of the year 1874, in relation to the hours of labor in manufacturing establishments (Messrs. Gardner of the Senate, and Bartholomew, Howe, and Field of the House, dissenting).

Severally read, and ordered to a second reading.

*Discharged from the Orders.*

Institute of Technology.

On motion of Mr. Hale of Cambridge the resolves:

In favor of the Massachusetts Institute of Technology; and

Worcester-county Free Institute.

In favor of the Worcester-county Free Institute of Industrial Science;

Were severally discharged from the orders of the day, and placed first in the orders of the day for to-morrow, the question, in each case, being on the rejection of the resolve, as recommended by the committee on Finance.

*Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills:

Concerning street railways in the city of Boston;

To provide a further supply of water for the city of New Bedford ;

To incorporate the Ashburnham Railroad Company, with authority to purchase and operate the Ashburnham Railroad in the town of Ashburnham ;

Relative to the payment of witnesses in criminal proceedings before police, district, and municipal courts ; and

To authorize the Framingham and Lowell Railroad Company to issue preferred stock ;

(Which severally originated in the House of Representatives) ; and

To enable mutual fire-insurance companies with a guarantee capital to issue policies on the joint-stock plan (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves :

In favor of Rebecca E. Libby ; and

In favor of Chester C. Conant ;

(Which severally originated in the House of Representatives) ;

Were severally passed, signed, and sent to the Senate.

Resolves  
passed.

### *Orders of the Day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to public meetings for the selection of candidates for public office, was accepted.

Orders of the  
day.

Bills :

To abate a nuisance in the city of Boston, and for the preservation of the public health in said city (amended on motion of Mr. Pillsbury of Boston) ;

To provide for the more accurate registration of vital statistics ;

In amendment of an act to establish harbor-lines on Charles River ; and

To prevent frauds in the sale of sewing-thread ;

Were severally read, and ordered to a third reading.

A Resolve in favor of Amaziah Mayo and George G. Baker was further considered, and ordered to a third reading.

The Bill concerning the preparation, printing, and distribution of public documents, was further considered. The last only of the pending amendments, moved by Mr. Has-



kell of Gloucester, was adopted; and the bill was ordered to a third reading.

**Bills:**

Creating a lien upon horses and other domestic animals, for the expenses of their care and keeping;

To provide for the recovery of lands unlawfully held against purchasers at mortgagees' sales;

Authorizing the Board of Education to make certain expenditures in connection with the Paris Exposition;

Relative to tender and offer of judgment in land-damage and lien cases;

Relating to the apportionment of sewer and sidewalk assessments;

To authorize the Massachusetts Charitable Mechanic Association to erect a wooden building in the city of Boston (amended on motion of Mr. C. H. Hill of Boston);

Relating to State contracts and expenditures;

Apportioning taxes on real estate, when divided before the payment of the taxes, or sale of the real estate; and

To confirm the doings of the town of Tyringham at its annual meeting, held April 1, 1878 (the title being amended by the committee on Bills in Third Reading, to read "Bill to confirm certain acts of the town of Tyringham");

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

Giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the towns of Westport and Freetown;

To extend the jurisdiction of trial-justices in certain criminal cases, amending chapter 78 of the Acts of the year 1863; and

To prevent trespass on land;

Were severally read a third time, and passed to be engrossed in concurrence, the last-named bill being sent up for concurrence in an amendment adopted by the House.

The Resolve re-imbursing sundry cities and towns for payments made on account of rent of armories was read a third time, and passed to be engrossed in concurrence.

Subsequently, the orders of the day being laid on the table, the engrossment of the resolve was reconsidered, on motion of Mr. Hutchinson of Chelsea. Pending the recurring question on engrossment, the same gentleman moved an amendment, inserting a certain sum in favor of the city of Chelsea. Mr. Chapin of Boston raised the

point of order that the amendment was not in order. The Chair ruled that the petitions on which the resolve was reported were limited to the respective cities and towns presenting the same, and did not include the city of Chelsea. The amendment was accordingly laid aside. Point of order.

The Bill to provide for the keeping of registers of voters in cities and towns was read a second time, and, on motion of Mr. Ingalls of Adams, was re-committed to the committee on the Judiciary.

The Bill in relation to the taxation of deposits in savings banks was read a second time, and, on motion of Mr. McPherson of Boston, was laid on the table.

The Bill in relation to the election of selectmen and assessors of towns was read a third time; and, on motion of Mr. Marsh of Quincy, its further consideration was postponed until to-morrow.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to amending the license law concerning the licensing of apothecaries, was considered. Mr. Marshall of Everett moved to amend by substituting a "Bill to regulate the sale of intoxicating liquors by druggists and apothecaries;" which motion was adopted, and the bill was placed in the orders of the day for to-morrow, for a second reading.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns, for the purpose of selling without a license, was, on motion of Mr. Shortle of Provincetown, postponed for consideration until to-morrow, the same gentleman also moving to amend, by substituting a "Bill to amend chapter 99 of the Acts of the year 1875, entitled 'An Act to regulate the sale of intoxicating liquor,'" which was read, and ordered to be printed.

The Senate Bill (on leave) to amend chapter 99 of the Acts of 1875, regulating the sale of intoxicating liquors, was rejected, as recommended by the committee on the Liquor Law.

The Senate Bill to amend section 31 of chapter 384 of the Acts of the year 1869, relating to the penalty for taking smelts or white perch, was read a second time, and rejected.

The Bill relating to the State Prison and the Reform-

atory Prison for Women was read a third time, and considered. An amendment moved by Mr. Prescott of Boston was adopted. On request of Mr. King of Boston the yeas and nays were ordered on the main question; and, the roll being called, the bill was rejected, by a vote of 60 yeas and 138 nays, as follows:—

## YEAS.

|                           |                           |
|---------------------------|---------------------------|
| Messrs. Allen, Charles H. | Messrs. Kelley, Joseph J. |
| Ames, James H.            | Kimball, Ensign.          |
| Bancroft, Alonzo.         | Knowlton, Marcus P.       |
| Barnes, Sidney.           | Lincoln, George C.        |
| Barrett, George V.        | Macomber, Pardon.         |
| Beach, Theodore D.        | Macomber, William P.      |
| Bent, Myron W.            | Manning, William.         |
| Bird, Francis W.          | McPherson, Eben'r M.      |
| Bolles, Matthew.          | Moore, Phillips.          |
| Bonney, Henry C.          | Morton, Elbr'ge G., jun.  |
| Brackett, John Q. A.      | Osgood, Charles S.        |
| Brigham, George O.        | Paddock, Henry.           |
| Brooks, William A.        | Pillsbury, Albert E.      |
| Carll, Francis.           | Prescott, Charles J.      |
| Clough, Benjamin.         | Reed, William, jun.       |
| Colburn, George F.        | Richardson, Jesper.       |
| Cornell, John.            | Robinson, William.        |
| Cornish, Israel C.        | Sargent, Lucius M.        |
| Cunningham, Thomas.       | Stone, Eben F.            |
| Doane, Freeman.           | Studley, Ezekiel R.       |
| Dunham, Jarvis N.         | Thomas, Edward I.         |
| Hart, John W.             | Thompson, Leon'd, jun.    |
| Hastings, Thomas J.       | Tilton, John W.           |
| Hill, Clement H.          | Underwood, Horace.        |
| Hill, Hamilton A.         | Wadsworth, Alexander.     |
| Hooper, John H.           | Washburn, John D.         |
| Howe, Simon H.            | Whitehead, Joseph.        |
| Hutchinson, Eben.         | Wilder, Henry H.          |
| Johnson, Henry A.         | Wilder, Sydney.           |
| Jones, Augustine.         | Wood, Solon.              |

## NAYS.

|                             |                            |
|-----------------------------|----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Belcher, George C. |
| Andrews, Israel W.          | Billings, Joseph.          |
| Anthony, Job K.             | Burnett, Martin W.         |
| Baker, George M.            | Bush, Charles W.           |
| Baker, John I.              | Byram, Charles R.          |
| Barnes, Charles E.          | Carberry, William H.       |
| Bartlett, James E. T.       | Carroll, Lewis.            |
| Beal, Melvin.               | Case, Charles A.           |

|                                      |                                 |
|--------------------------------------|---------------------------------|
| <b>Messrs. Chamberlain, Alvin B.</b> | <b>Messrs. King, William S.</b> |
| Chapin, Nahum.                       | Leary, Frank D.                 |
| Chase, Charles H.                    | Lewis, John A.                  |
| Clark, Leonard.                      | Locke, James L.                 |
| Cobb, Philander.                     | Lovell, Andrew.                 |
| Coffin, Samuel.                      | Lowther, George W.              |
| Converse, Elisha S.                  | Mahony, James T.                |
| Cook, William H.                     | Marden, Frederic A.             |
| Cooke, Hiram N.                      | Marlor, John.                   |
| Cowdrey, George A.                   | Marsh, Edwin W.                 |
| Curtice, John W.                     | Marshall, George S.             |
| Curtis, Jason L.                     | Mellen, James H.                |
| Curtis, Orson B.                     | Merriam, Artemus.               |
| Daly, Anthony C.                     | Moors, Albert.                  |
| Davis, Charles A.                    | Moseley, Frederick P.           |
| Davis, Robert L.                     | Murphy, Patrick F.              |
| Doane, Abiathar.                     | Nickerson, Richard E.           |
| Eager, Edward R.                     | Noble, Joseph G.                |
| Ellis, W. Irving.                    | Norton, Eugene L.               |
| Emory, James W.                      | Noyes, Charles J.               |
| Fairbank, John B.                    | Noyes, Chauncey O.              |
| Field, Lucius.                       | Oakman, William C.              |
| Field, Ralph A.                      | O'Neil, Joseph H.               |
| Fish, Isaiah.                        | Otis, John L.                   |
| Flood, John T.                       | Packard, Henry B.               |
| French, Gardner.                     | Paige, Calvin D.                |
| Galligan, John H.                    | Parmenter, J. Sumner.           |
| Gardner, Nelson.                     | Peck, William G.                |
| Gargan, Francis.                     | Peirce, James P.                |
| Gilbert, Edwin.                      | Phillips, Benjamin A.           |
| Gilman, Freeman L.                   | Potter, Timothy D.              |
| Glines, Jacob T.                     | Powers, Henry W.                |
| Greene, Thomas R.                    | Pynchon, William.               |
| Hardy, Noah L.                       | Rand, Oliver J.                 |
| Haskell, Edward H.                   | Randall, David.                 |
| Hathaway, Rawson.                    | Read, William A.                |
| Hathaway, Thomas B.                  | Reed, William.                  |
| Hawks, Alanson K.                    | Richards, James H.              |
| Hayden, George F.                    | Ricker, John W.                 |
| Hildreth, James, 2d.                 | Sargent, Edmund P.              |
| Howe, Asa F.                         | Shea, John B.                   |
| Howe, William.                       | Shortle, Henry.                 |
| Howes, Thomas P.                     | Smith, Matthew.                 |
| Ingalls, Charles H.                  | Smyth, William A. S.            |
| Jackson, John.                       | Soule, Rufus A.                 |
| Jager, Charles V.                    | Spaulding, Pliny F.             |
| Jenkins, Edward J.                   | Spaulding, Timothy G.           |
| Jennings, Andrew J.                  | Sprague, Leander.               |
| Kelly, Jarvis P.                     | Stackpole, Stephen A.           |
| Keyes, Patrick.                      | Stiles, Henry S.                |

|                            |                              |
|----------------------------|------------------------------|
| Messrs. Stuart, William J. | Messrs. Wentworth, Samuel H. |
| Swift, Van Rensselaer.     | White, Newton.               |
| Taft, Zadok A.             | Whitehouse, Sydney F.        |
| Thurston, Charles F.       | Whitmore, Charles S.         |
| Turner, John.              | Wiggin, William H.           |
| Walsh, James L.            | Wilson, George A.            |
| Walton, Solon.             | Winn, John.                  |
| Warren, Alonzo.            | Wiswell, Joseph.             |
| Webster, Abel.             | Wonson, Charles H.           |
| Webster, Edwin R.          | Wyman, Oliver B.             |

Yeas, 60 ; nays, 138.

The Bill to supply the city of Newburyport with water was read a third time. Mr. Noyes of Georgetown moved an amendment, pending which the further consideration of the bill was postponed until to-morrow.

The Bill in relation to domicile for the purpose of taxation was read a second time, and its further consideration was postponed until to-morrow, on motion of Mr. Baker of Beverly.

The motion of Mr. Hutchinson of Chelsea to reconsider the vote whereby the Bill to amend "An Act relating to elections" was passed to be engrossed was carried. Pending the recurring question on engrossment, the bill was amended on motion of Mr. Hutchinson of Chelsea, and as amended was again passed to be engrossed, and sent up for concurrence.

At 5.15 adjourned.

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WEDNESDAY, April 10, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

On motion of Mr. Bird of Walpole:—

*Ordered*, 1st, That the committee on Finance have leave of absence for three days, for the purpose of inspecting the line and property of the New-York and New-England Railroad.

2d, That said committee have authority to request the Attorney-General to represent the Commonwealth at the

New-York and  
New-England  
Railroad.

hearings before the committee upon the Bill granting a loan to the New-York and New-England Railroad Company; and if the Attorney-General is unable, on account of engagements in behalf of the Commonwealth elsewhere, to attend, that he be authorized, with the approval of the committee, to appoint a suitable person to take his place.

3d, Also that the committee on Finance have authority to send for persons and papers in relation to such hearings.

The order offered yesterday by Mr. Baker of Beverly, and laid over, relative to adjournment, was adopted. Adjournment.

*Papers from the Senate.*

**Bills:**

To amend chapter 384 of the Acts of the year 1869, concerning the cultivation of fishes (reported on a bill on leave); and Fishes.

To amend an act to establish a reformatory prison for women (being a new draft of the House Bill to amend an act, entitled "An Act to establish a reformatory prison for women"); Woman's Prison.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

A Bill to amend an act providing for an increase in the number of assistant guards employed at the State Prison, passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance. State Prison guards.

The House Bill to preserve the eel-fisheries in Ipswich River and its tributaries, in the town of Ipswich, came down from the Senate, referred to the committee on the Fisheries, in which reference the House concurred. Ipswich River.

A Resolve in favor of Charles J. Cox, introduced on leave in the Senate, was read, and referred in concurrence, under a suspension of the 20th joint Rule, to the committee on Claims. C. J. Cox.

Notice was received from the Senate, that the House Bill relating to the Central District Court of Worcester had been rejected in that branch. Central District Court of Worcester.

*Discharged from the Orders.*

On motions of Mr. Brackett of Boston the Resolves:

In favor of the Massachusetts Institute of Technology; Institute of Technology.  
and

Worcester-  
county Free  
Institute.

In favor of the Worcester-county Free Institute of Industrial Science ;

Were severally discharged from the orders of the day, and their further consideration postponed until Wednesday, April 17, they to be placed first in the orders for that day.

Taxation of  
corporate  
property.

On motion of Mr. Dunham of Pittsfield the report of the committee on Taxation, leave to withdraw, on petition of George Tyler Bigelow and others, for a change in the laws relative to taxation of corporate property situated in other States, was discharged from the orders of the day. The same gentleman moved to amend by substituting a " Bill to prevent double taxation in certain cases ;" and, on further motion of the same gentleman, the matter was postponed for further consideration until next Tuesday, and the bill was ordered to be printed.

North Adams.

On motion of Mr. Dunham of Pittsfield the Bill to incorporate the town of North Adams was discharged from the orders of the day. It was read a third time, and passed to be engrossed in concurrence.

#### *Reports of Committees.*

Fencing rail-  
roads.

By Mr. Dunham of Pittsfield, from the committee on Railroads, reference to the next General Court, on so much of the annual report of the railroad commissioners as relates to the fencing of railroads. Accepted under suspension of the rule, and sent up for concurrence.

Platforms on  
South Boston  
flats.

By Mr. Stone of Newburyport, from the committee on Finance, that the Resolve authorizing the construction of platforms inside the dock upon the lands of the Commonwealth at South Boston ought not to pass. Placed in the orders of the day for Friday, the question being on the rejection of the resolve.

State Prison.

By Mr. Stone of Newburyport, from the committee on Finance, that the Resolve in relation to the new State Prison at Concord ought to pass in the form of a " Bill in relation to the State Prison." Read, and ordered to a second reading.

Tunnel.

By Mr. Noyes of Boston, from the committee on Hoosac Tunnel and Troy and Greenfield Railroad, that the Bill (on leave) in addition to " An Act to provide for the management of the Hoosac Tunnel and the Troy and Greenfield Railroad," and for other purposes, ought to pass. Placed in the orders of the day for Friday, for a second reading.

*Motion to Reconsider.*

Mr. Prescott of Boston moved a reconsideration of the vote whereby the House yesterday rejected the "Bill relating to the State Prison and the Reformatory Prison for Women." The motion was lost, by a vote of 71 to 80. Prison revision.

*Bills Enacted, and Resolve Passed.*

Engrossed bills :

Bills enacted.

Concerning the continuance of cases *nisi* in the Superior Court (which originated in the House of Representatives) ;

To enable the county commissioners of the county of Barnstable to borrow money for the purpose of constructing a jail and house of correction, and for other purposes ; and

To repeal sections 76 and 77 of chapter 49 of the General Statutes, concerning pressed hay and straw ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve providing for additional buildings for the State Lunatic Hospital at Taunton (which originated in the House of Representatives) was passed, signed, and sent to the Senate. Resolve passed.

*Orders of the Day.*

Reports :

Orders of the day.

Of the committee on the Fisheries, leave to withdraw :

On the petition of the Massachusetts Fish and Game Protective Association, relative to taking bass during the close season ; and

On the petition of the Ashmere Reservoir Association, for a law to regulate fishing in their reservoir ;

Were severally accepted in concurrence.

The Bill to amend chapter 372 of the Acts of the year 1874, relating to railroads, was read, and ordered to a third reading.

The Bill to prevent frauds in the sale of sewing-thread was read a third time, and passed to be engrossed in concurrence.

Bills :

To repeal chapter 250 of the Acts of the year 1877, relating to the arrest and examination of judgment debtors ;



In relation to the election of selectmen and assessors of towns; and

To supply the city of Newburyport with water;

Were severally further considered, passed to be engrossed, and sent up for concurrence, the pending amendment to the last-named bill, moved by Mr. Noyes of Georgetown, having been adopted.

The Bill in relation to domicile for the purpose of taxation was further considered, and, on motion of Mr. Hyde of Boston, was referred to the committee on the Judiciary, pending the question on ordering the bill to a third reading.

The Bill to abolish the Third District Court of Plymouth, and enlarge the jurisdiction of the Second District Court of Plymouth, was read a second time, and considered, and, after debate, was, on motion of Mr. Bird of Walpole, re-committed to the committee on the Judiciary, with instructions to report a bill to abolish the Second and Third District Courts of Plymouth, and unite the same in one district court.

The Bill exempting money loaned upon mortgage from taxation in certain cases, and relating to the taxation of savings banks and co-operative saving fund and loan associations, was read a second time; and its further consideration was postponed until Wednesday next, on motion of Mr. Hyde of Boston.

The report of the committee on Taxation, leave to withdraw, on petitions of C. H. Read and others, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged, was, on motion of Mr. Hyde of Boston, postponed for further consideration, until next Wednesday.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of the selectmen of Provincetown, for a law prohibiting parties from bringing intoxicating liquors into towns, for the purpose of selling without a license, was considered. On motion of Mr. C. H. Hill of Boston the bill moved as a substitute for the report by Mr. Shortle of Provincetown was amended by striking out the third section, and, as amended, was placed in the orders of the day for Friday, for a second reading.

The Resolve in favor of the Pilgrim Society of Plymouth was read a second time. Mr. Goulding of Worcester moved

to amend by substituting the original resolve, with the same title, reported by the committee on Federal Relations, which was carried; and the resolve as amended was ordered to a third reading.

At 5 o'clock adjourned.

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FRIDAY, April 12, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Taken from the Table.*

On motions of Mr. Mahony of Boston the report of the committee on Claims, leave to withdraw, on petition of Patrick McCarthy, for State aid, was taken from the table, and placed in the orders of the day for Monday. P. McCarthy.

*Reconsideration.*

Mr. Bartholomew of West Springfield moved to reconsider the vote whereby the Senate Bill to prevent frauds in the sale of sewing-thread was yesterday passed to be engrossed in concurrence by the House; which motion was adopted. The same gentleman then moved to amend the bill by adding a new section, to be numbered section 5, which was also adopted; and the bill as amended was again passed to be engrossed in concurrence, and sent up for concurrence in the amendment. Sewing-thread.

*Papers from the Senate.*

Reports:

Of the committee on the Hoosac Tunnel and the Troy and Greenfield Railroad, inexpedient to legislate, on the order relative to extending the Troy and Greenfield Railroad in a south-east direction, thereby uniting the Troy and Greenfield, the New-York and New-England, the Boston and Albany, and the proposed Massachusetts Central Railroads; and Troy and Greenfield Railroad.

Of the committee on Taxation, reference to the next General Court, on the order relative to the support of public schools by state taxation; School taxes.

Severally accepted by the Senate, were read, and placed in the orders of the day for Monday.

## Bills :

Taxation of  
trust property

Relating to the assessment and collection of taxes upon personal property held in trust (reported on a bill on leave, and on an order) ; and

Income tax.

In relation to the taxation of income (reported on a bill on leave) ;

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Woman's  
Prison.

The House Resolve relating to the Reformatory Prison for Women came down, passed to be engrossed in concurrence, with an amendment, in which the House non-concurred, under a suspension of the rule.

*Discharged from the Orders.*Agricultural  
College.

On motions of Mr. Baker of Lincoln the Resolve in favor of the Massachusetts Agricultural College was discharged from the orders of the day, and its further consideration postponed until Monday, the question being on its rejection.

Taxation of  
savings-bank  
mortgages.

On motion of Mr. Richards of Lynn the report of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation so much of the deposits in savings banks as are invested in mortgages, was discharged from the orders of the day, and laid on the table.

Vermont and  
Massachusetts  
Railroad.

On motions of Mr. Norton of Boston the Bill to authorize the Vermont and Massachusetts Railroad Company to sell that part of its railroad known as the Brattleborough branch was discharged from the orders of the day, and postponed for further consideration until next Tuesday.

Ten-hour Law.

On motions of Mr. Mellen of Worcester the Bill to amend chapter 221 of the Acts of the year 1874, in relation to the hours of labor in manufacturing establishments, was discharged from the orders of the day, and postponed, for further consideration, until next Tuesday.

*Bill Enacted.*

Bill enacted.

An engrossed Bill to incorporate the town of North Adams (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*South Boston  
flats.

By Mr. Bird of Walpole, from the committee on Finance, that the Resolve concerning the Commonwealth's flats at

South Boston ought not to pass. Placed in the orders of the day for Monday, the question being on the rejection of the resolve.

By Mr. Norton of Boston, from the committee on Harbors, on an order, a Bill for the protection of the dike across East Harbor Creek in Truro. Read, and ordered to a second reading.

Dike in Truro.

By Mr. Spaulding of Northampton, from the committee on Probate and Chancery, that the House should concur in the Senate amendment to House Bill concerning suits upon debts, claims and assets sold or assigned by executors and administrators. On motion of Mr. Wentworth of Boston the rule was suspended, the report was accepted; and the bill was sent to the Senate indorsed accordingly.

Executors and administrators

### *Orders of the Day.*

#### Bills:

Orders of the day.

Concerning the settlement of paupers (amended on motion of Mr. Hooper of Medford);

To regulate the sale of intoxicating liquors by druggists and apothecaries (amended on motion of Mr. Soule of New Bedford);

Relating to the pollution of rivers, streams, and ponds used as sources of water-supply;

In addition to an act to provide for the management of the Hoosac Tunnel and the Troy and Greenfield Railroad, and for other purposes;

In relation to the State Prison;

To amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquor" (amended on motion of Mr. C. H. Hill of Boston); and

To amend chapter 384 of the Acts of the year 1869, concerning the cultivation of fishes; and a

Resolve relative to the distribution of certain public documents;

Were severally read, and ordered to a third reading.

The Bill to amend an act to establish a reformatory prison for women was read a second time, and considered. Mr. Goulding of Worcester moved to amend by substituting the original House bill with a similar title, reported by the committee on the Judiciary, which was carried; and the bill as amended was ordered to a third reading.

#### Bills:

In relation to registration and elections in the city of

## JOURNAL OF THE HOUSE.

Boston (amended on motions of Messrs. C. H. Hill and Pillsbury of Boston);

To authorize the collection of interest on district taxes (amended on motion of Mr. Wales of Attleborough); and

To amend chapter 372 of the Acts of the year 1874, relating to railroads (its title having been amended by the committee on Bills in the Third Reading to read "Bill in relation to railroad police"); and

Resolves:

In favor of Amaziah Mayo and George G. Baker; and  
In favor of Bridget Murphy of Merrimac;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

To provide for the more accurate registration of vital statistics;

In amendment of an act to establish harbor-lines on Charles River;

In relation to the approval of private schools by school committees;

To amend section 1 of chapter 331 of the Acts of the year 1870, relating to hawkers and peddlers (amended on motion of Mr. Hardy of Natick); and

To abate a nuisance in the city of Boston, and for the preservation of the public health in said city (amended on motion of Mr. Cunningham of Somerville);

Were severally read a third time, and passed to be engrossed in concurrence, the two bills last named being sent up for concurrence in the amendments.

The Resolve in favor of the Old South Association in Boston was read a second time, and, on motion of Mr. Bird of Walpole, was postponed for further consideration until Monday, pending a motion to amend by Mr. Shea of Boston.

The Resolve concerning the lands of the Commonwealth in Charles River was read a second time, and, on motion of Mr. King of Boston, was postponed for further consideration until Monday.

The Resolve (on leave) concerning the highway near the State camp-ground at South Framingham was rejected, as recommended by the committee on Military Affairs.

The Bill concerning the preparation, printing, and distribution of public documents, was read a third time, and, on motion of Mr. Rand of Cambridge, was laid on the table, the question being on its engrossment.

On motion of Mr. Thompson of Woburn the Resolve authorizing the construction of platforms inside the dock upon the lands of the Commonwealth at South Boston was laid on the table, the question being on the rejection of the resolve, as recommended by the committee of Finance.

The Bill for the appointment of inspectors of steam-boilers was further considered. The bill moved as a substitute by Mr. Stuart of Hyde Park was amended on motion of Mr. Tucker of Boston, and as amended was substituted, its title being "Bill to provide for the appointment of inspectors of steam-boilers." On motion of Mr. Macomber of Fall River the bill as amended was indefinitely postponed.

At 5.05 adjourned.

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MONDAY, April 15, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Everett of Wareham, a member of the House.

*Reconsideration.*

On motion of Mr. King of Boston the vote whereby the Bill to amend an act entitled "An Act to establish a reformatory prison for women," was on Friday ordered to a third reading, was reconsidered. The same gentleman moved to reconsider the vote whereby the bill named was substituted for a bill from the Senate with a similar title. The motion was lost; and the bill was again ordered to a third reading.

Woman's  
Prison.

*Papers from the Senate.*

Bills :

To amend chapter 11 of the General Statutes, relating to the real estate of literary, benevolent, charitable, and scientific institutions (reported on an order);

Taxation of cer-  
tain real estate.

For the better protection of the oyster-fisheries in this Commonwealth (being a new draft of a House bill with a similar title);

Oysters.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Suffolk-county  
criminals.

A Bill relative to placing on probation persons accused or convicted of crimes and misdemeanors in the county of Suffolk, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Railroad-  
crossings.

The House Bill concerning the appointment of special commissioners for alterations in railroad-crossings came down, passed to be engrossed in concurrence, with an amendment, which was placed in the orders of the day for to-morrow.

Notice was received from the Senate of the rejection by that branch of House bills:

Boston Park.

“To authorize the city of Boston to borrow money for the purposes of a public park;” and

Danvers.

“To incorporate the town of Danvers into a mutual fire-insurance company at its election.”

Military bands.

The petition of Alonzo Bond and others, musicians of Massachusetts, for a law authorizing the militia to employ Massachusetts bands when in camp, was referred in non-concurrence to the next General Court, the House having refused to concur in suspending the 20th joint Rule.

*Bills Enacted, and Resolve Passed.*

Bills enacted.

Engrossed bills:

Giving to the Second District Court of Bristol and the Third District Court of Bristol concurrent jurisdiction in the towns of Westport and Freetown;

To authorize the city of Salem to construct a main drain or sewer in the North River;

To incorporate the Board of Aid to Land-Ownership;

In relation to misrepresentations in applications for policies of fire and life insurance; and

To authorize the Old-Colony Railroad Company to purchase the railroad and franchises of the Duxbury and Cohasset Railroad Company;

(Which severally originated in the House of Representatives);

To amend chapters 93, 94, 100, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians;

Concerning sewers and drains in the city of Newton;

To extend the jurisdiction of trial-justices in certain criminal cases, amending chapter 78 of the Acts of the year 1863;

To authorize associations for raising choice breeds of domestic animals and poultry;

In relation to the terms of the Supreme Judicial Court for the counties of Nantucket and Dukes County ; and

To incorporate the States Union Telegraph and Telephone Company ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve re-imbursing sundry cities and towns for payments made on account of rent of armories (which originated in the Senate), was passed, signed, and sent to the Senate. Resolve passed.

### *Orders of the Day.*

Reports :

Of the committee on the Hoosac Tunnel and the Troy and Greenfield Railroad, inexpedient to legislate, on the order relative to extending the Troy and Greenfield Railroad ; and

Orders of the day.

Of the committee on Taxation, reference to the next General Court, on the order relative to the support of public schools by State taxation ;

Were severally accepted in concurrence.

The Bill for the protection of the dike across East Harbor Creek in Truro was read, and ordered to a third reading.

The Bill in addition to an act to provide for the management of the Hoosac Tunnel and the Troy and Greenfield Railroad, and for other purposes (its title having been amended, on motion of Mr. C. H. Hill of Boston, to read "Bill in relation to the management of the Hoosac Tunnel and the Troy and Greenfield Railroad"), was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 384 of the Acts of the year 1869, concerning the cultivation of fishes ; and the

Resolve relative to the distribution of certain public documents ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Resolve in favor of the Old South Association in Boston was further considered. The pending amendment, moved by Mr. Shea of Boston, was lost ; and, the yeas and nays being ordered on request of Mr. Leary of Worcester,



the resolve was ordered to a third reading, by a vote of 102 yeas to 74 nays, as follows : —

## YEAS.

|                           |                          |
|---------------------------|--------------------------|
| Messrs. Allen, Charles H. | Messrs. Kimball, Ensign. |
| Baker, George M.          | King, William S.         |
| Barnes, Charles E.        | Leighton, Edwin F.       |
| Bartlett, James E. T.     | Lovell, Andrew.          |
| Bent, Myron W.            | Lovell, Benjamin S.      |
| Bird, Francis W.          | Lovell, John D.          |
| Blanchard, William.       | Lowther, George W.       |
| Bolles, Matthew.          | Macomber, Pardon.        |
| Brackett, John Q. A.      | Mahon, John.             |
| Brigham, George O.        | Mahony, James T.         |
| Brooks, William A.        | Marden, Frederic A.      |
| Brown, Luther J.          | Marlor, John.            |
| Carberry, William H.      | Marsh, Edwin W.          |
| Chapin, Nahum.            | McGibbons, Samuel S.     |
| Chase, Charles H.         | McPherson, Eben'r M.     |
| Cobb, Philander.          | Mellen, James H.         |
| Coffin, Samuel.           | Moore, Phillips.         |
| Colburn, George F.        | Moors, Albert.           |
| Cook, William H.          | Moseley, Frederick P.    |
| Cornell, John.            | Nugent, James H.         |
| Cornish, Israel C.        | Packard, Henry B.        |
| Eager, Edward R.          | Paddock, Henry.          |
| Emory, James W.           | Paige, Lucius R.         |
| Fairbank, John B.         | Peirce, James P.         |
| Flood, John T.            | Perry, Josiah.           |
| Galligan, John H.         | Powers, Henry W.         |
| Gardner, Nelson.          | Prescott, Charles J.     |
| Gargan, Francis.          | Price, George.           |
| Glines, Jacob T.          | Rand, Oliver J.          |
| Goulding, Frank P.        | Randall, David.          |
| Greene, Thomas R.         | Richards, James H.       |
| Hale, Edwin B.            | Ricker, John W.          |
| Hardy, Noah L.            | Rinn, Michael.           |
| Hart, John W.             | Shea, John B.            |
| Hathaway, Rawson.         | Shortle, Henry.          |
| Hill, Clement H.          | Smith, Matthew.          |
| Howe, Asa F.              | Smyth, William A. S.     |
| Howe, Simon H.            | Spaulding, Pliny F.      |
| Howe, William.            | Stackpole, Stephen A.    |
| Howes, Thomas P.          | Stone, Eben F.           |
| Jackson, John.            | Thomas, Edward I.        |
| Jenkins, Edward J.        | Thompson, Leon'd, jun.   |
| Jones, Augustine.         | Thurston, Charles F.     |
| Kelley, Joseph J.         | Tucker, Payson E.        |
| Keyes, Patrick.           | Wadsworth, Alexander.    |

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| <p><b>Messrs.</b> Wales, Abijah T.<br/>Walsh, James L.<br/>Walton, Solon.<br/>Warren, Alonzo.<br/>Webster, Edwin R.<br/>Wentworth, Samuel H.</p> | <p><b>Messrs.</b> Wiggin, William H.<br/>Wilder, Henry H.<br/>Wilder, Sydney.<br/>Wilson, George A.<br/>Wiswell, Joseph.<br/>Wood, Solon.</p> |
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**NAYS.**

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| <p><b>Messrs.</b> Aldrich, Charles P.<br/>Baker, John I.<br/>Barrett, George V.<br/>Beal, Melvin.<br/>Billings, Joseph.<br/>Bonney, Henry C.<br/>Burnett, Martin W.<br/>Bush, Charles W.<br/>Byram, Charles R.<br/>Carll, Francis.<br/>Case, Charles A.<br/>Chamberlain, Alvin B.<br/>Clark, Leonard.<br/>Cordrey, George A.<br/>Curtis, Jason L.<br/>Curtis, Orson B.<br/>Cushing, Levi L., jun.<br/>Daly, Anthony C.<br/>Davis, Charles A.<br/>Davis, Robert L.<br/>Doane, Abiathar.<br/>Doane, Freeman.<br/>Ellis, W. Irving.<br/>Emery, Levi.<br/>Everett, Noble W.<br/>Field, Lucius.<br/>Field, Ralph A.<br/>Fish, Isaiah.<br/>French, Gardner.<br/>Gilman, Freeman L.<br/>Hathaway, Thomas B.<br/>Hawks, Alanson K.<br/>Hayden, George F.<br/>Hildreth, James, 2d.<br/>Hooper, John H.<br/>Humphrey, John.<br/>Hutchinson, Eben.</p> | <p><b>Messrs.</b> Hyde, Henry D.<br/>Johnson, Henry A.<br/>Kelly, Jarvis P.<br/>Leary, Frank D.<br/>Locke, James L.<br/>Manning, William.<br/>Marshall, George S.<br/>Merriam, Artemus.<br/>Merritt, Amos W.<br/>Morton, Elbr'ge G., jun.<br/>Murphy, Patrick F.<br/>Noyes, Chauncey O.<br/>O'Neil, Joseph H.<br/>Partridge, David A.<br/>Peck, William G.<br/>Phillips, Benjamin A.<br/>Pillsbury, Albert E.<br/>Putnam, Henry W.<br/>Ranlett, Charles E.<br/>Read, William A.<br/>Reed, William, jun.<br/>Rice, George W.<br/>Richardson, Jesper.<br/>Robinson, William.<br/>Sanford, Baalis, jun.<br/>Sargent, Lucius M.<br/>Soule, Rufus A.<br/>Sprague, Leander.<br/>Stiles, Henry S.<br/>Stuart, William J.<br/>Swift, Van Rensselaer,<br/>Turner, John.<br/>Underwood, Horace.<br/>Webster, Abel.<br/>Whitmore, Charles S.<br/>Winn, John.<br/>Wonson, Charles H.</p> |
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Yeas, 102 ; nays, 74.

**The Resolve in favor of the Massachusetts Agricultural College was rejected, as recommended by the committee**

on Finance, by a vote of 64 to 30. Mr. Moseley of Boston raised the point of order that a quorum was not present; but, a count being had, it appeared that 107 members were present.

At 5.10 adjourned.

TUESDAY, April 16, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Reconsideration.*

Agricultural  
College.

Mr. Baker of Lincoln moved to reconsider the vote whereby the House yesterday rejected the Resolve in favor of the Massachusetts Agricultural College, which motion was lost.

*Paper from the Senate.*

Appropriation  
Bill, No. 8.

The House Bill making additional appropriations for certain expenditures authorized in 1877 and previous years came down, passed to be engrossed in concurrence, with an amendment, in which the House concurred, under a suspension of the rule.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To incorporate the Fusilier Veteran Association of the city of Boston;

Concerning vagrants;

Concerning suits upon debts, claims and assets sold or assigned by executors and administrators;

Authorizing the establishment of nautical schools; and

For the protection of the shores and beaches in the towns of Hull and Cohasset;

(Which severally originated in the House of Representatives);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Foreign wills.

By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, that the Senate Bill relating to the proof of foreign wills ought to pass.

By Mr. Brackett of Boston, from the same committee, that the Senate Bill limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions ought to pass. Executors and administrators.

Severally placed in the orders of the day for to-morrow, for a second reading.

*Orders of the Day.*

Bills:

Relating to the assessment and collection of taxes upon personal property held in trust; and

For the better protection of the oyster-fisheries in this Commonwealth;

Were severally read, and ordered to a third reading.

The Resolve concerning the lands of the Commonwealth in Charles River was further considered, and ordered to a third reading.

Bills:

To regulate the sale of intoxicating liquors by druggists and apothecaries (amended on motion of Messrs. Stone of Newburyport, and Andrews of Danvers);

To amend chapter 99 of the Acts of the year 1875, entitled "An Act to regulate the sale of intoxicating liquor" (amended on motion of Mr. Chapin of Boston, and its title being amended, on motion of Mr. Hutchinson of Chelsea, to read "Bill in relation to the transportation of intoxicating liquors in violation of law");

For the protection of the dike across East Harbor Creek in Truro; and a

Resolve in favor of the Pilgrim Society of Plymouth;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

Relating to the pollution of rivers, streams, and ponds used as sources of water-supply; and

Concerning the settlement of paupers (amended, on motion of Mr. Washburn of Worcester, by striking out the amendment adopted at the previous stage of the bill);

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to authorize the Vermont and Massachusetts Railroad Company to sell that part of its railroad known as the Brattleborough Branch was read a second time, and, on motion of Norton of Mr. Boston, was laid on the table.

Orders of the day.

The Bill in relation to the State Prison was read a third time, and, on motion of Mr. Stone of Newburyport, was referred to the committee on Prisons, and sent up for concurrence in the reference.

The Senate Bill in relation to the taxation of incomes was read a second time, and rejected, notice thereof being sent to the Senate.

The Resolve concerning the Commonwealth's flats at South Boston was rejected, as recommended by the committee on Finance.

The report of the committee on Taxation, leave to withdraw, on petition of George Tyler Bigelow and others, for a change in the laws relative to taxation of corporate property situated in other States was considered. After debate, the pending motion of Mr. Dunham of Pittsfield, to amend by substituting a "Bill to prevent double taxation in certain cases," was lost, the bill having first been amended on motion of Mr. Bolles of Boston. The report was then accepted, and sent up for concurrence.

The report of the committee on Claims, leave to withdraw, on petition of Patrick McCarthy, for State aid, was further considered. Pending the recurring question on accepting the report in concurrence, Mr. Mahony of Boston moved to amend by substituting a Resolve in favor of Patrick McCarthy; which motion was lost by a vote of 52 to 83, and the report was again accepted in concurrence.

The Bill to amend chapter 221 of the Acts of the year 1874, in relation to the hours of labor in manufacturing establishments, was read a second time, and considered. After extended debate, the yeas and nays being ordered at the request of Mr. Mellen of Worcester, the bill was refused a third reading, by a vote of 79 yeas to 119 nays, as follows:—

#### YEAS.

|                            |                          |
|----------------------------|--------------------------|
| Messrs. Andrews, Israel W. | Messrs. Coffin, Hiram B. |
| Baker, John I.             | Cowdrey, George A.       |
| Barnes, Charles E.         | Curtis, Jason L.         |
| Beal, Melvin.              | Daly, Anthony C.         |
| Billings, Joseph.          | Desmond, Cornelius.      |
| Brooks, William A.         | Emery, Levi.             |
| Carberry, William H.       | Flood, John T.           |
| Carll, Francis.            | Galligan, John H.        |
| Carroll, Lewis.            | Gargan, Francis.         |
| Cobb, Philander.           | Gilman, Freeman L.       |

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| <b>Messrs. Hastings, Thomas J.</b> | <b>Messrs. Noyes, Chauncey O.</b> |
| Hathaway, Rawson.                  | Nugent, James H.                  |
| Hawkes, Nathan M.                  | O'Neil, Joseph H.                 |
| Hayden, George F.                  | Otis, John L.                     |
| Hildreth, James, 2d.               | Phillips, Benjamin A.             |
| Hill, Clement H.                   | Pike, James D.                    |
| Hill, Hamilton A.                  | Powers, Henry W.                  |
| Hooper, John H.                    | Read, William A.                  |
| Howes, Thomas P.                   | Rice, George W.                   |
| Humphrey, John.                    | Richards, James H.                |
| Jager, Charles V.                  | Richardson, Jesper.               |
| Jenkins, Edward J.                 | Ricker, John W.                   |
| Kelley, Joseph J.                  | Rinn, Michael.                    |
| Keyes, Patrick.                    | Robinson, William.                |
| Leary, Frank D.                    | Sargent, Edmund P.                |
| Leighton, Edwin F.                 | Shea, John B.                     |
| Locke, James L.                    | Shortle, Henry.                   |
| Lowther, George W.                 | Soule, Rufus A.                   |
| Mahon, John.                       | Spaulding, Pliny F.               |
| Mahony, James T.                   | Stuart, William J.                |
| Marden, Frederic A.                | Swift, Van Rensselaer.            |
| Marlor, John.                      | Walton, Solon.                    |
| McGibbons, Samuel S.               | Wentworth, Samuel H.              |
| McGlynn, Patrick M.                | Whitehouse, Sydney F.             |
| Mellen, James H.                   | Wilson, George A.                 |
| Merritt, Amos W.                   | Wiswell, Joseph.                  |
| Moore, Phillips.                   | Wonson, Charles H.                |
| Morton, Elbridge G., jun.          | Wood, Solon.                      |
| Murphy, Patrick F.                 | Wright, John H.                   |
| Norton, Eugene L.                  |                                   |

NAYS.

|                                    |                                      |
|------------------------------------|--------------------------------------|
| <b>Messrs. Aldrich, Charles P.</b> | <b>Messrs. Chamberlain, Alvin B.</b> |
| Anthony, Job K.                    | Chapin, Nahum.                       |
| Baker, George M.                   | Chase, Charles H.                    |
| Bancroft, Alonzo.                  | Clark, Leonard.                      |
| Barnes, Sidney.                    | Clough, Benjamin.                    |
| Barrett, George V.                 | Coffin, Samuel.                      |
| Bartholomew, Elisha P.             | Colburn, George F.                   |
| Bartlett, James E. T.              | Converse, Elisha S.                  |
| Beach, Theodore D.                 | Cook, William H.                     |
| Bird, Francis W.                   | Cooke, Hiram N.                      |
| Blanchard, William.                | Cornell, John.                       |
| Bliss, William B.                  | Cunningham, Thomas.                  |
| Bolles, Matthew.                   | Curtice, John W.                     |
| Bonney, Henry C.                   | Curtis, Orson B.                     |
| Brigham, George O.                 | Cushing, Levi L., jun.               |
| Burnett, Martin W.                 | Davis, Charles A.                    |
| Byram, Charles R.                  | Davis, Robert L.                     |

Messrs. Doane, Abiathar.  
 Dunham, Jarvis N.  
 Eager, Edward R.  
 Ellis, W. Irving.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Lucius.  
 Field, Ralph A.  
 Fish, Isaiah.  
 French, Gardner.  
 Gardner, Nelson.  
 Gilbert, Edwin.  
 Glines, Jacob T.  
 Greene, Thomas R.  
 Hart, John W.  
 Haskell, Edward H.  
 Hawks, Alanson K.  
 Howe, Simon H.  
 Howe, William.  
 Jackson, John.  
 Jennings, Andrew J.  
 Jones, Augustine.  
 Kelly, Jarvis P.  
 Kimball, Ensign.  
 King, William S.  
 Knowlton, Marcus P.  
 Lewis, John A.  
 Lincoln, George C.  
 Lovell, Andrew.  
 Lovell, Benjamin S.  
 Lovell, John D.  
 Macomber, Pardon.  
 Macomber, William P.  
 Manning, William.  
 Marsh, Edwin W.  
 McPherson, Eben. M.  
 Merriam, Artemus.  
 Newton, John F.  
 Nickerson, Richard E.  
 Noble, Joseph G.  
 Oakman, William C.  
 Packard, Henry B.  
 Paddock, Henry.

Messrs. Paige, Calvin D.  
 Paige, Lucius R.  
 Parmenter, J. Sumner.  
 Partridge, David A.  
 Peirce, James P.  
 Perry, Josiah.  
 Potter, Timothy D.  
 Price, George.  
 Pynchon, William.  
 Rand, Oliver J.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, William.  
 Reed, William, jun.  
 Sargent, Lucius M.  
 Smith, Matthew.  
 Smyth, William A. S.  
 Sprague, Leander.  
 Stackpole, Stephen A.  
 Stiles, Henry S.  
 Stone, Eben F.  
 Studley, Ezekiel R.  
 Taft, Zadok A.  
 Thurston, Charles F.  
 Tilton, John W.  
 Tucker, Payson E.  
 Turner, John.  
 Underwood, Horace.  
 Wadsworth, Alexander.  
 Wales, Abijah T.  
 Washburn, John D.  
 Webster, Edwin R.  
 White, Daniel N.  
 White, Newton.  
 Whitehead, Joseph.  
 Whitmore, Charles S.  
 Wiggin, William H.  
 Wilcox, Henry M.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Winn, John.  
 Wyman, Oliver B.

Yeas, 79 ; nays, 119.

The House concurred in the Senate amendment to the House Bill concerning the appointment of special commissioners for alterations in railroad-crossings.

At 5.45 adjourned.

WEDNESDAY, April 17, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. C. H. Hill of Boston, petition of the Massachusetts General Hospital, for an opportunity of being heard against a bill now pending. Referred to the committee on Taxation. Massachusetts General Hospital. (See Senate, No. 184.)

Sent up for concurrence.

By Mr. Emery of Lawrence, petition of Daniel Saunders and others, in aid of the petition of the Massachusetts Institute of Technology for State aid. Placed on file. Institute of Technology.

*Order.*

The following order, offered by Mr. C. H. Hill of Boston, was adopted under suspension of the 20th joint Rule:—

*Ordered,* That the committee on the Judiciary consider whether any legislation amendatory of the insolvent law of this Commonwealth is necessary in view of the probable repeal of the United-States bankrupt law. Insolvent laws.

*Papers from the Senate.*

The House Bill to amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation, came down passed to be engrossed in concurrence, with an amendment; which was placed in the orders of the day for to-morrow. Exemptions from taxation.

Notice was received from the Senate that the House Bill relating to term-fees had been rejected by that branch. Term-fees.

*Reconsideration.*

Mr. Hastings of Worcester moved to reconsider the vote whereby the House, on Tuesday, rejected the Senate Bill in relation to the taxation of incomes; which motion was lost. Income tax.

*Bills Enacted, and Resolve Passed.*

Engrossed bills:

Making additional appropriations for certain expenditures authorized in 1877 and previous years;

Bills enacted.



In relation to the recording and registering of bets and wagers, and the buying and selling of pools ;

Relating to the expense of rebuilding Thurlow's Bridge in Newbury ;

Relating to insurance-agents and brokers ;

To prevent frauds in the sale of sewing-thread ; and

Concerning the expenses of the Railroad Commissioners ;  
(Which severally originated in the House of Representatives) ; and

To prevent trespass on land (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

**Resolve passed.** An engrossed Resolve in favor of the Disabled Soldiers' Employment Bureau (which originated in the House of Representatives) was passed, signed, and sent to the Senate.

*Taken from the Table.*

Vermont and  
Massachusetts  
Railroad.

On motion of Mr. Osgood of Salem the Bill to authorize the Vermont and Massachusetts Railroad Company to sell that part of its railroad known as the Brattleborough Branch was taken from the table, amended on further motion of the same gentleman, and placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

*Discharged from the Orders.*

Taxation of lit-  
erary and other  
institutions.

On motion of Mr. H. A. Hill of Boston the Bill to amend chapter 11 of the General Statutes, relating to the real estate of literary, benevolent, charitable, and scientific institutions, was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was laid on the table.

*Reports of Committees.*

Suffolk-county  
convicts.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill relative to placing on probation persons accused or convicted of crimes and misdemeanors in the county of Suffolk ought to pass.

Insane married  
women.

By Mr. Jennings of Fall River, from the same committee, that the Senate Bill concerning the support of married women who are insane ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

By Mr. Noyes of Boston, from the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, on an order relative to authorizing the Governor and Council to sell and dispose of real estate in Adams and Florida, in part, a Bill to authorize the grant to Albert G. Browne of a certain right of way over land of the Commonwealth in the town of North Adams. Read, and ordered to a second reading.

Common-  
wealth's land in  
North Adams.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the Bill (re-committed) to provide for the keeping of registers of voters in cities and towns ought to pass with certain amendments. Placed in the orders of the day for to-morrow, the main question being on ordering the bill to a third reading.

Registers of  
voters.

### *Orders of the Day.*

The Resolve in favor of the Massachusetts Institute of Technology was considered. After an extended debate, the yeas and nays being ordered on request of Mr. Peck of Arlington, the resolve was rejected, as recommended by the committee on Finance, by a vote of 117 yeas to 69 nays, as follows:—

Orders of the  
day.

### YEAS.

Messrs. Aldrich, Charles P.  
Ames, James H.  
Andrews, Israel W.  
Anthony, Job K.  
Baker, John I.  
Bancroft, Alonzo.  
Barnes, Sidney.  
Bartholomew, Elisha P.  
Beach, Theodore D.  
Beal, Melvin.  
Billings, Joseph.  
Bird, Francis W.  
Blanchard, William.  
Bliss, William B.  
Bolles, Matthew.  
• Brown, Luther J.  
Burnett, Martin W.  
Carberry, William H.  
Carll, Francis.  
Carroll, Lewis.  
Case, Charles A.  
Chamberlain, Alvin B.  
Clark, Leonard.

Messrs. Clough, Benjamin.  
Coffin, Samuel.  
Cowdrey, George A.  
Cunningham, Thomas.  
Curtice, John W.  
Curtis, Jason L.  
Curtis, Orson B.  
Cushing, Levi L., jun.  
Davis, Robert L.  
Doane, Abiathar.  
Ellis, W. Irving.  
Emery, Levi.  
Emory, James W.  
Everett, Noble W.  
Field, Ralph A.  
Flood, John T.  
Galligan, John H.  
Gardner, Nelson.  
Gilbert, Edwin.  
Hart, John W.  
Haskell, Edward H.  
Hawks, Alanson K.  
Hawkes, Nathan M.

Messrs. Hayden, George F.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Hooper, John H.  
 Howe, Asa F.  
 Howe, William.  
 Humphrey, John.  
 Hutchinson, Eben.  
 Jackson, John.  
 Jager, Charles V.  
 Jennings, Andrew J.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Keyes, Patrick.  
 Kimball, Ensign.  
 Knowlton, Marcus P.  
 Lovell, Andrew.  
 Lowther, George W.  
 Mahony, James T.  
 Manning, William.  
 Marsh, Edwin W.  
 Marshall, George S.  
 McGibbons, Samuel S.  
 Merritt, Amos W.  
 Moors, Albert.  
 Morton, Elbridge G., jun.  
 Newton, John F.  
 Nickerson, Richard E.  
 Noble, Joseph G.  
 Noyes, Chauncey O.  
 Nugent, James H.  
 Osgood, Charles S.  
 Packard, Henry B.  
 Parmenter, J. Sumner.  
 Partridge, David A.  
 Peck, William G.

Messrs. Phillips, Benjamin A.  
 Pike, James D.  
 Pillsbury, Albert E.  
 Price, George.  
 Pynchon, William.  
 Putnam, Henry W.  
 Randall, David.  
 Read, William A.  
 Reed, William.  
 Reed, William, jun.  
 Richardson, Jesper.  
 Ricker, John W.  
 Rinn, Michael.  
 Sargent, Edmund P.  
 Smith, Matthew.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Stackpole, Stephen A.  
 Stone, Eben F.  
 Stuart, William J.  
 Swift, Van Rennselaer.  
 Wadsworth, Alexander.  
 Wales, Abijah T.  
 Walton, Solon.  
 Webster, Abel.  
 Wentworth, Samuel H.  
 Whitehead, Joseph.  
 Wilcox, Henry M.  
 Wilder, Sydney.  
 Wilson, George A.  
 Wonson, Charles H.  
 Wood, Solon.  
 Wright, John H.

## NAYS.

Messrs. Barnes, Charles E.  
 Barrett, George V.  
 Bartlett, James E. T.  
 Bonney, Henry C.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brooks, William A.  
 Bush, Charles W.  
 Chapin, Nahum.  
 Chase, Charles H.  
 Cobb, Philander.

Messrs. Cooke, Hiram N.  
 Cummings, John W.  
 Desmond, Cornelius.  
 Dunham, Jarvis N.  
 Eager, Edward R.  
 Fairbank, John B.  
 Field, Lucius.  
 Gargan, Francis.  
 Gilman, Freeman L.  
 Glines, Jacob T.  
 Greene, Thomas R.

**Messrs.** Hale, Edwin B.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Howe, Simon H.  
 Jenkins, Edward J.  
 Johnson, Henry A.  
 King, William S.  
 Leary, Frank D.  
 Leighton, Edwin F.  
 Lincoln, George C.  
 Locke, James L.  
 Lovell, John D.  
 Macomber, William P.  
 Marlbor, John.  
 Mellen, James H.  
 Moore, Phillips.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Norton, Eugene L.  
 Noyes, Charles J.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Perry, Josiah.  
 Potter, Timothy D.

**Messrs.** Powers, Henry W.  
 Prescott, Charles J.  
 Rand, Oliver J.  
 Ranlett, Charles E.  
 Richards, James H.  
 Sanford, Baalis, jun.  
 Sargent, Lucius M.  
 Shortle, Henry.  
 Studley, Ezekiel R.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Tilton, John W.  
 Tucker, Payson E.  
 Turner, John.  
 Wade, Levi C.  
 Washburn, John D.  
 Webster, Edwin R.  
 White, Daniel N.  
 White, Newton.  
 Whitmore, Charles S.  
 Wiggin, William H.  
 Wiswell, Joseph.  
 Wyman, Oliver B.

Yeas, 117; nays, 69.

Pairs were announced, in accordance with the rule, as follows: Messrs. Hyde of Boston, Sprague of Fitchburg, Allen of Boston, Davis of Upton, Macomber of Fall River, Merriam of Leominster, and Daly of Boston (who would have voted in the affirmative) respectively with Messrs. McPherson of Boston, Colburn of Leominster, Hildreth of Lunenburg, Wilder of Lowell, Byram of Boston, and Warren of Boston (who would have voted in the negative).

The Resolve in favor of the Worcester-county Free Institute of Industrial Science was rejected, as recommended by the committee on Finance.

The Bill exempting money loaned upon mortgage from taxation in certain cases, and relating to the taxation of savings banks and co-operative saving fund and loan associations, was further considered, and, pending the question on ordering it to a third reading, the House

At 5.15 adjourned.

THURSDAY, April 18, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Hewson of Boston.

*Orders.*

On motion of Mr. Noyes of Boston,—

Committee on  
Hoosac Tunnel.*Ordered*, That the time within which the committee on Hoosac Tunnel and Troy and Greenfield Railroad are required to report on matters before them be extended one week.

Sent up for concurrence.

The following order, offered by Mr. C. H. Hill of Boston, was rejected:—

Good Friday.

*Ordered*, That, when the House adjourns this afternoon, it be to meet on Monday next.*Papers from the Senate.*Common-  
wealth's land in  
Boston.

A Bill to authorize the land commissioners to convey certain lands in the city of Boston (reported on a petition of Fred Pope and others), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Fencing Rail-  
roads.

The report of the committee on Railroads, on so much of the report of the railroad commissioners as relates to the fencing of railroads, came down from the Senate, re-committed to the committee on Railroads, with instructions to report a bill requiring railroad companies to fence their roads. The House non-concurred.

Lee fire district.

The House Bill to establish a fire district in the town of Lee, and for the dissolution of the existing fire district, came down, passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

*Motion to Reconsider.*

Insolvent laws.

Mr. Daly of Boston moved to reconsider the vote whereby the House, on Wednesday, adopted the order relative to legislation amendatory of the present insolvent law of the Commonwealth, giving notice, that, if the motion prevailed, he should move to amend by substituting in the order the "committee on Probate and Chancery" for the "committee on the Judiciary." The motion was lost.

*Bills Enacted, and Resolves Passed.*

Engrossed bills:

Bills enacted.

To amend chapter 111 of the Acts of the year 1869, relating to sewers and drains;

Relating to the disposition of certain funds in the treasury of the city of Boston;

Concerning the appointment of special commissioners for alterations in railroad-crossings; and

In relation to the compensation of auditors;

(Which severally originated in the House of Representatives);

To amend section 22 of chapter 130 of the General Statutes, relating to set-off;

In relation to the approval of private schools by school committees;

To provide for the more accurate registration of vital statistics;

In amendment of an act to establish harbor-lines on Charles River; and

To amend chapter 384 of the Acts of the year 1869, concerning the cultivation of fishes;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

Resolves passed.

In favor of discharged female prisoners (which originated in the House of Representatives);

In favor of Foster King; and

Relative to the distribution of certain public documents; (Which severally originated in the Senate);

Were severally passed, signed, and sent to the Senate.

*Taken from the Table.*

On motions of Mr. Hyde of Boston the reports of the committee on Taxation, inexpedient to legislate:

On an order relative to taxation of co-operative saving fund and loan associations; and

Taxation of co-operative associations.  
Savings banks.

On an order relative to exempting from taxation so much of the deposits in savings banks as are invested in mortgages; and

Reference to next General Court:

On petition of Levi Emery and others, for the taxation of property held in trust, and used for purposes of business; and on the

Trust property.

Savings-bank  
deposits.

Bill in relation to the taxation of deposits in savings banks ;

Were severally taken from the table, and placed in the orders of the day for to-morrow ; the question in the last case being on ordering the bill to a third reading.

South Boston  
flats.

On motions of Mr. Bird of Walpole the Resolve authorizing the construction of platforms inside the dock upon the lands of the Commonwealth at South Boston, was taken from the table, and placed in the orders of the day for to-morrow ; the question being on its rejection, as recommended by the committee on Finance.

### *Reports of Committees.*

Gas.

By Mr. Davis of Watertown, from the committee on Mercantile Affairs, that the Bill (on leave) to amend an act entitled "An Act for the inspection of gas-meters, the protection of gas-consumers, and the protection and regulation of gas-light companies," ought to pass.

State Primary  
School.

By Mr. Stone of Newburyport, from the committee on Finance, that the Resolve in favor of the State Primary School at Monson ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

North Adams  
passenger-  
station.

By Mr. Noyes of Boston, from the committee on Hoosac Tunnel and Troy and Greenfield Railroad, on an order, a Bill to provide for a union passenger-station at North Adams.

Greenfield  
passenger-  
station.

By Mr. Baker of Beverly, from the same committee, on a petition, a Bill relative to the establishment of a passenger-station in Greenfield, and re-imbursements for land-damages in that town.

Severally read, and referred, under the rule, to the committee on Finance.

### *Orders of the Day.*

Orders of the  
day.

Bills :

Relating to the proof of foreign wills ;

Limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions ;

To authorize the grant to A. G. Browne of a certain right of way over land of the Commonwealth in the town of North Adams ;

Concerning the support of married women who are insane (amended on motion of Mr. Jennings of Fall River) ;

Relative to placing on probation persons accused or convicted of crimes and misdemeanors in the county of Suffolk; and

To provide for the keeping of registers of voters in cities and towns (amended as recommended by the committee on the Judiciary);

Were severally read, and ordered to a third reading.

Bills:

To amend an act entitled "An Act to establish a Reformatory Prison for Women;"

To authorize the Vermont and Massachusetts Railroad Company to sell that part of its railroad known as the Brattleborough Branch; and a

Resolve in favor of the Old South Association in Boston;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

For the better protection of the oyster-fisheries in this Commonwealth;

Relating to the assessment and collection of taxes upon personal property held in trust; and a

Resolve concerning the lands of the Commonwealth in Charles River;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill exempting money loaned upon mortgage from taxation in certain cases, and relating to the taxation of savings banks and co-operative saving fund and loan associations, was further considered, amended on motion of Mr. Marsh of Quincy, and, after an extended debate, was refused a third reading, by a vote of 26 to 143.

The report of the committee on Taxation, leave to withdraw, on petitions of C. H. Read and others, for a law allowing the holder of real estate to deduct, for the purpose of taxation, the amount for which his real property is mortgaged, was further considered. Mr. Richards of Lynn moved to amend by substituting a Bill relating to the taxation of mortgaged real estate, which was recommended by a minority of the committee. The motion was carried by a vote of 74 to 70; and the bill was placed in the orders of the day for to-morrow, for a second reading.

The House non-concurred in the Senate amendment to the House Bill to amend section 5 of chapter 11 of the



General Statutes, relating to property and persons exempted from taxation.

*Good Friday.*

Good Friday.

After the orders of the day were disposed of, Mr. Dunham of Pittsfield moved to reconsider the vote whereby the House refused to adopt the order relative to adjournment until Monday, pending which Mr. Macomber of Fall River moved that the House adjourn; which was carried. Mr. Shea of Boston called for a verification of the vote by yeas and nays, which were ordered; and, the roll being called, the motion to adjourn was carried, by a vote of 73 yeas to 71 nays, as follows:—

YEAS.

|                             |                           |
|-----------------------------|---------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Hathaway. Rawson. |
| Ames, James H.              | Hawks, Alanson K.         |
| Andrews, Israel W.          | Hawkes, Nathan M.         |
| Baker, George M.            | Hooper, John H.           |
| Bancroft, Alonzo.           | Howe, Simon H.            |
| Beach, Theodore D.          | Howes, Thomas P.          |
| Billings, Joseph.           | Johnson, Henry A.         |
| Bliss, William B.           | Kelly, Jarvis P.          |
| Bolles, Matthew.            | Knowlton, Marcus P.       |
| Brooks, William A.          | Locke, James L.           |
| Burnett, Martin W.          | Macomber, Pardon.         |
| Bush, Charles W.            | Macomber, William P.      |
| Chapin, Nahum.              | Marden, Frederic A.       |
| Clark, Leonard.             | McPherson, Eben. M.       |
| Coffin, Samuel.             | Merriam, Artemus.         |
| Colburn, George F.          | Noble, Joseph G.          |
| Cornell, John.              | Norton, Eugene L.         |
| Cowdrey, George A.          | Noyes, Chauncey O.        |
| Cunningham, Thomas.         | Packard, Henry B.         |
| Curtice, John W.            | Paddock, Henry.           |
| Curtis, Jason L.            | Paige, Calvin D.          |
| Curtis, Orson B.            | Parmenter, J. Sumner.     |
| Davis, Robert L.            | Potter, Timothy D.        |
| Doane, Freeman.             | Prescott, Charles J.      |
| Eager, Edward R.            | Pynchon, William.         |
| Emory, James W.             | Ranlett, Charles E.       |
| Fish, Isaiah.               | Reed, William, jun.       |
| French, Gardner.            | Robinson, William.        |
| Gardner, Nelson.            | Shortle, Henry.           |
| Gilbert, Edwin.             | Smith, Matthew.           |
| Glines, Jacob T.            | Stuart, William J.        |
| Goulding, Frank P.          | Studley, Ezekiel R.       |
| Hastings, Thomas J.         | Swift, Van Rensselaer.    |

Messrs. Taft, Zadok A.  
Warren, Alonzo.  
Webster, Abel.  
Webster, Edwin R.

Messrs. Wilder, Henry H.  
Wilder, Sydney.  
Wyman, Oliver B.

NAYS.

Messrs. Allen, Charles H.  
Baker, John I.  
Barnes, Charles E.  
Beal, Melvin.  
Bent, Myron W.  
Bird, Francis W.  
Bonney, Henry C.  
Brackett, John Q. A.  
Chamberlain, Alvin B.  
Cooke, Hiram N.  
Cushing, Levi L., jun.  
Daly, Anthony C.  
Desmond, Cornelius.  
Dunham, Jarvis N.  
Ellis, W. Irving.  
Fairbank, John B.  
Field, Ralph A.  
Flood, John T.  
Galligan, John H.  
Gargan, Francis.  
Greene, Thomas R.  
Hale, Edwin B.  
Hildreth, James, 2d.  
Hill, Clement H.  
Hill, Hamilton A.  
Howe, Asa F.  
Humphrey, John.  
Jennings, Andrew J.  
Jones, Augustine.  
Kelley, Joseph J.  
Kimball, Ensign.  
King, William S.  
Leary, Frank D.  
Leighton, Edwin F.  
Lincoln, George C.  
Lovell, Andrew.

Messrs. Lovell, Benjamin S.  
Lowther, George W.  
Mahony, James T.  
Marsh, Edwin W.  
Marshall, George S.  
McGibbons, Samuel S.  
Merritt, Amos W.  
Moseley, Frederick P.  
Murphy, Patrick F.  
Newton, John F.  
Nickerson, Richard E.  
Noyes, Charles J.  
Nugent, James H.  
Oakman, William C.  
O'Neil, Joseph H.  
Osgood, Charles S.  
Paige, Lucius R.  
Rand, Oliver J.  
Shea, John B.  
Spaulding, Pliny F.  
Spaulding, Timothy G.  
Sprague, Leander.  
Stackpole, Stephen A.  
Thomas, Edward I.  
Thompson, Leon'd, jun.  
Tucker, Payson E.  
Wade, Levi C.  
Walton, Solon.  
Wentworth, Samuel H.  
White, Daniel N.  
Wilcox, Henry M.  
Wilson, George A.  
Wiswell, Joseph.  
Wood, Solon.  
Wright, John H.

Yeas, 73 ; nays, 71.

And at 5.05 the House was declared adjourned.

FRIDAY, April 19, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

On motion of Mr. Noyes of Boston, —

Savings banks.

*Ordered,* That the committee on the Judiciary consider and report what, if any, legislation is necessary to protect depositors in savings banks or other institutions for savings in this Commonwealth, when said banks or institutions hold mortgages upon the real estate of said depositors, so that the money deposited with said banks may be set off against the amounts due under said mortgages; also whether any further legislation is required to better protect mortgagors in mortgages held by said banks and institutions, in case of a sale of the property under the powers of sale contained in said mortgages; said committee to report by bill or otherwise.

*Papers from the Senate.*Troy and  
Greenfield  
Railroad.

A Bill to confirm the location of the Troy and Greenfield Railroad in the county of Franklin (reported on a bill on leave), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Trustees and  
trust estates.

A Bill relating to trustees and trust estates, being a new draft of a House bill with the same title, was read, and referred to the committee on the Judiciary.

Newburyport  
water.

The House Bill to supply the city of Newburyport with water came down, passed to be engrossed in concurrence, with an amendment; which, under the rule, was placed in the orders of the day for Monday.

Bills rejected by  
Senate.

Notice was received from the Senate of the rejection, by that branch, of the House bills:

Relating to the attendance of deputy-sheriffs upon the Supreme Judicial and Superior Courts; and

Concerning the records of deeds for the town of Dalton; and the House

Resolve in favor of Samuel C. Kenney.

*Discharged from the Orders.*

On motions of Mr. Haskell of Gloucester the report of the committee on Taxation, inexpedient to legislate, on an

order relative to taxation of co-operative saving fund and loan associations, was discharged from the orders of the day, and laid on the table. Taxation of co-operative associations.

*Taken from the Table.*

On motion of Mr. Wentworth of Boston the report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to the settlement of insolvent estates of deceased persons, was taken from the table, and was accepted. Insolvent estates.

*Bill Enacted.*

An engrossed Bill apportioning taxes on real estate when divided before the payment of the taxes, or sale of the real estate (which originated in the House of Representatives), was passed to be enacted, signed, and sent to the Senate. Bill enacted.

*Reports of Committees.*

By Mr. Noyes of Boston, from the committee on Harbors, that the Resolve (re-committed) providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield ought to pass in its original draft. Green-Harbor Marsh.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the Senate Bill to amend the act to supply the town of Holyoke with pure water ought to pass. Holyoke.

Severally placed in the orders of the day for Monday, for a second reading.

By Mr. Daly of Boston, from the committee on Probate and Chancery, that the Senate Bill to amend chapters 93, 94, 100, 102, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians, ought not to pass. Placed in the orders of the day for Monday, the question being on its rejection. Bonds of executors, etc.

*Orders of the Day.*

The report of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation so much of the deposits in savings banks as are invested in mortgages, was accepted, and sent up for concurrence. Orders of the day.

**Bills:**

To amend an act, entitled "An Act for the inspection of gas-meters, the protection of gas-consumers, and the protection and regulation of gaslight companies;" and

To authorize the land commissioners to convey certain lands in the city of Boston; and a

Resolve in favor of the State Primary School at Monson;

Were severally read, and ordered to a third reading.

Bills:

To authorize the grant to Albert G. Browne of a certain right of way over land of the Commonwealth in the town of North Adams; and

To provide for the keeping of registers of voters in cities and towns (amended on motion of Mr. Bird of Walpole);

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

Concerning the support of married women who are insane;

Relating to the proof of foreign wills;

Limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions; and

Relative to placing on probation persons accused or convicted of crimes and misdemeanors in the county of Suffolk;

Were severally read a third time, and passed to be engrossed in concurrence; the bill first named being sent up for concurrence in an amendment adopted by the House.

Subsequently Mr. Pillsbury of Boston moved to reconsider the vote whereby the bill last named was passed to be engrossed in concurrence; which motion prevailed. The same gentleman then moved to amend by inserting a new section to be numbered section 2, which was adopted: and pending the recurring question on engrossment, on motion of Mr. Kelley of Cambridge further consideration of the matter was postponed until Monday.

The Bill relating to the taxation of mortgaged real estate was considered, amended on motion of Messrs. Humphrey of Dover, and Dunham of Pittsfield, and after debate was refused a third reading.

The Bill in relation to the taxation of deposits in savings banks was further considered, and after debate was refused a third reading by a vote of 62 to 65.

The report of the committee on Taxation, reference to next General Court, on petition of Levi Emery and others,

for the taxation of property held in trust, and used for purposes of business, was, on motion of Mr. Emery of Lawrence, postponed for consideration until Monday, the same gentleman having moved to amend by substituting a Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations.

The Resolve authorizing the construction of platforms inside the dock, upon the lands of the Commonwealth at South Boston, was rejected, as recommended by the committee on Finance. Subsequently Mr. Wade of Newton moved to reconsider the vote whereby the House rejected the resolve; which motion was, on further motion of the same gentleman, laid on the table.

At 2 o'clock the House adjourned, the order relative to declaring a recess at 1 o'clock having been previously suspended on motion of Mr. Osgood of Salem.

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MONDAY, April 22, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Sargent of Grafton, a member of the House.

*Orders.*

On motion of Mr. Bird of Walpole, —

*Ordered*, That the committee on Finance, to whom was referred the Bill entitled "An Act to secure the interests of the Commonwealth in the New-York and New-England Railroad," have leave to report in print.

Finance committee's report on New-York and New-England Railroad.

On motion of Mr. Stone of Newburyport, —

*Ordered*, That the opinion of the Supreme Judicial Court be required upon this question; viz., "Is the power to originate a bill appropriating money from the State treasury limited by the constitution to the House of Representatives? or does it reside in both branches of the legislature?"

Money-bills.

The same gentleman moved that the Speaker's views on this question be printed, as follows: —

HOUSE OF REPRESENTATIVES, April 22, 1878.

Suggestions concerning the right to originate money-bills, the House having adopted an order requesting the

opinion of the Supreme Judicial Court upon the following question: —

Is the power to originate a bill appropriating money from the State treasury limited by the constitution to the House of Representatives? or does it reside in both branches of the legislature?

The constitution, chapter 1, section 3, article 7, provides that "all money-bills shall originate in the House of Representatives."

Is a bill appropriating money a money-bill?

This is not a question of the dignity of either branch.

It involves in no remotest way the yielding of any right of either branch.

It is simply a question, whether the broad term "all money-bills" is limited to a bill levying money, or includes also bills granting the same money directly out of the public purse. If the latter, then the right to originate such a bill was never in the Senate at all, and it yields no right in recognizing its own constitution, no matter what the usage has been. If the former, then the right to originate such a bill is in the Senate, and the House yields no right in recognizing the constitution of its co-ordinate.

Nor, least of all, is it a question of the wisdom of this constitutional provision, which, if ever warranted, is to-day a discrimination against a representative body which practically lies as near, and is as closely responsible, to the people as the House.

Nor shall we get any light from the fact, that, under the joint rules of the legislature adopted session after session, some committees, representing both branches, are authorized to report bills granting money, and that, too, without specific limitation of the right to report the same back to either branch. The rules are subject to the constitution, not the constitution to the rules; and, in framing them, the constitutional provision in question was probably not thought of at all, except in making the committees on Finance, Pay-roll, and County Estimates, exclusively House committees; but they were framed in order that, in the hearings of the committee-room, both branches might be represented, and thus be better informed when the subject-matter comes upon their respective floors for consideration.

Nor does it weigh that this question between the houses has often slumbered for years, and that acquiescence has in one small instance followed upon fatigue. The constitution still remains the same; and the question is, Does

the broad phrase "all money-bills" cover a bill appropriating money?

As to precedents, the House has, more than once, by decision made by its presiding officer and sustained (on appeal) by the vote of the whole body, laid down the rule that such a bill is a money-bill. After the learned and elaborate discussion of the matter by Mr. Speaker Jewell, which may be found especially in the House Journal of 1868, p. 385, and more briefly in the House Journal of 1869, p. 630, it would be repetition in me to revise it.

A recent very full and elaborate opinion by Mr. President Cogswell is not in print at this writing, and I cannot therefore avail myself of it. Previous to its delivery, however, the contrary view to that of Mr. Speaker Jewell has perhaps received its best exposition in the ruling of Mr. President Pitman (Senate Journal of 1869, p. 340); though that argument seems to turn less on the history of the causes that led to the constitutional provision in question, less on fundamental principles of constitutional construction, than on a precedent of 1783, which involved some three pounds, and in which the acquiescence of the House to the views of the Senate was not so much *in accordance with* the judgment of the House — that having been the other way, as evidenced by its holding out for months — as it was *against* the judgment of the House, which it was evidently wearied into waiving in order to terminate an endless dispute about a very small matter of three pounds. The learned president also relies somewhat upon the fact, that, for some eighty years, both branches slumbered on the question; although it is difficult to see how violations of the constitution can cure themselves by an excess in their indulgence. Indeed, to my mind, the whole force of the argument is lost when the learned president, in the opening of his opinion (p. 343, top), admits that "the term 'money-bills' was applied to bills *raising and appropriating* money," and yet thenceforth relies on the precedent of 1783, which was made in the very face of such a definition of that term.

Aside from Mr. Speaker Jewell's rulings, which seem to me conclusive, I will only add a few general suggestions: —

First, The language used. No term of broader import could have been used than the term "*all* money-bills." The framers of our constitution are presumed to have been, and of course were, emphatically masters of words that define political rights and limitations. They were familiar with the historical and bristling assertion by the British



House of Commons, of its exclusive right to originate grants of money, and bills of supply. They were just emerging from a long struggle in which the rights of the people were most sensitively regarded. In the draft of a recent previous constitution, which was not adopted by the people (see Senate Journal 1869, p. 345, top), they had stated in express terms the distinction between the various kinds of money-bills. One of the articles of this rejected constitution had the following clause: "bills and resolves *levying* or *granting* money or other property of the State, which shall originate in the House of Representatives only." Is it possible, that when, two years later, they put the same provision into our present constitution, but in these words, "all money-bills shall originate," &c., they did not intend to include both bills for *levying* and bills for *granting* money? or that in using broader language, nay, by the word "all" using the broadest possible language, they only narrowed the meaning and application of that language? If so, to which class of bills, those for *granting* or those for *levying* money, did they narrow it? or why more to one than to the other? If by the term "all money-bills" was intended only bills for *levying* money, why was not the constitution so drawn? and why did not those masters of language use words which expressed their intention? Had the limitation been intended, the phrases for expressing it were familiar as household words, as appears by the use of them, a few years later, in framing the constitution of the United States. On the contrary, in our constitution, the words "all money-bills" were used, which were then distinctly, and in common parlance and by authority, understood to cover *tax-bills*, *supply-bills*, and *appropriation-bills*, bills both for "raising and for appropriating money," as Mr. President Pitman expressly admits in his language hereinbefore quoted (p. 343 of his opinion). The British House of Commons had repeatedly and scornfully thrown out bills granting money that came down from the Lords, because they were money-bills. And to say now, that, in the use of the broad term "*all* money-bills," the framers of our constitution meant to limit it to the *one* narrow specific bill for raising revenue, which I think is passed only once a year, seems to be a perversion of language.

Next, why was this article inserted in our constitution at all? Evidently, still after the pattern of the British Constitution, because the public purse must be in the hands of the immediate representatives of the people, from whose

pockets it is replenished, — in their hands not only to fill up, but quite as guardedly to draw from. Our Senate is the direct descendant of the Governor's Council, or Board of Assistants of the province, which was originally a sort of upper branch, not elected by the people at large. Originally the Senate represented the wealth and aristocracy of the State by virtue of the very heavy property qualifications that were a requisite to its membership; and, for all these reasons, less generosity was exercised in delegating authority over the public purse to the new upper branch of the new constitution than to the more popular branch. Very likely the time has come when a constitutional amendment might well be adopted to cover a discrimination to which there now exists so little reason why that body should longer be subjected.

But such being a reason why the purse was jealously put into the hands of the more immediate popular representative body, and not into the upper branch, what is the natural outflow of that reason? Is the reason of this constitutional provision, as it existed in the intention of its framers, satisfied when the power to lay taxes for filling the purse is exercised? Certainly not: the same reason that is jealous of that right must be quite as jealous of the right of spending the money so raised. Indeed, as everybody knows, a grant of money is far more than half way to raising it. The State is sovereign, and cannot be sued; but, for that very reason, it is still more sensitive to its credit, and quicker to meet its obligations. A grant by the State is more sacred than the promise of the individual; and to suppose that it was thought important to guard the raising of money, and not the spending of it, is not consistent with the reason which led to the adoption of the provision in question. On the other hand, by giving to the House the sole power to originate money-bills, and to the Senate the function of passing on them and criticising them, with, perhaps, more disinterestedness and conservatism than if it also had the power of originating them and of submitting them, in turn, to its co-ordinate, the Senate was at once made an additional check and safeguard upon the public benevolence, without in any way enlarging the outlet thereto, which, with the then lively sensitiveness on the subject of the money levying and granting power, was reserved exclusively to the popular branch.

I do not forget, but I do not think it worth while to cite authority after authority, English and American, —

Todd and our own Cushing among more recent writers, — who interpret money-bills as covering appropriation-bills. They are to be found in Mr. Speaker Jewell's rulings.

I will only refer to the Constitution of the United States, which, in a similar article, uses the phrase, "bills for raising revenue shall originate," &c., which is a term more limited than "money-bills," and perhaps adopted because it had been found that the Massachusetts provision was too broad for a legislature where both branches were popular representative bodies. But, if more limited, then the term "money-bills" includes something more than revenue-bills. But it cannot contain any thing more, unless it be bills granting money.

I cannot therefore doubt that the term in our constitution, "all money-bills," includes bills appropriating money.

As to bills directly or indirectly involving the appropriation or expenditure of money, it seems to me that by bills *directly* involving such an expenditure must be meant bills granting or appropriating money; and if so, then, for the reasons already given, they can originate only in the House.

As to bills *indirectly* involving the expenditure of money, I take it the House has never denied the power of the Senate to originate them; and that, so far, the question, if a question at all, is one on which there is no dispute. All bills involve *indirectly* the expenditure of money, if only for the parchment on which they are written. A bill to increase the number of judges would, if it became a law, involve ultimately, of course, the expenditure of money; but it is not a money-bill. It would be a money-bill if it also contained the proper language for appropriating money to pay the salaries of the additional judges. But the usual custom in our legislature is to make our appropriations in separate bills which grant money from the public treasury, and which, together with the one annual bill for raising revenue, are the "money-bills" of our constitution, nobody pretending that the term covers any thing broader.

JOHN D. LONG, *Speaker*.

APRIL 22, 1878.

On motion of Mr. C. Hill of Boston, —

Adjournment.

*Ordered*, That, when the House adjourns, it adjourn till Tuesday at 2 o'clock.

*Papers from the Senate.*

Henry Wilson's  
bust.

The petition of committees of the Twenty-second Regiment and Third Light Battery, and others, in favor of placing the bust of Henry Wilson in Doric Hall, was referred, in concurrence, to the committee on the State House.

Bills:

To further provide for the licensing and restraining of dogs, and for the recovery of damages for injuries inflicted by them (reported on a bill on leave, relative to the restraining of dogs, and on sundry orders and petitions concerning the same);

Dogs.

Concerning street railway corporations (reported on a bill on leave); and

Street railways.

Concerning the amount of capital stock required before a railroad corporation can commence the construction of its road (reported on an order);

Railroads.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Bills:

Relating to conveyances, gifts, and contracts between husband and wife;

Husband and wife.

In relation to the redemption of real estate purchased by towns and cities for non-payment of taxes; and

Redemption of real estate sold for taxes.

To change the name of the First Baptist Society of Brighton, and confirm the doings thereof;

First Baptist Society, Brighton.

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

The House Bill to amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation, came down from the Senate, with the indorsement that the Senate insisted on its amendment, and asked for a committee of Conference. Messrs. Coffin, Bishop, and Lynde were appointed on the part of the Senate. The House concurred; and Messrs. Knowlton of Springfield, H. A. Hill of Boston, and Carroll of Marblehead, were appointed on its part.

Exemptions from taxation.

*Motion to Reconsider.*

Mr. McPherson of Boston moved to reconsider the vote whereby the House on Friday last rejected the Bill in relation to the taxation of deposits in savings banks; and, on further motion of the same gentleman, the motion to reconsider was placed first in the orders of the day for to-morrow.

Taxation of savings banks.

*Bills Enacted.*

Engrossed bills:

Relating to arrests in certain cases;

To confirm certain acts of the town of Tyringham; and

For the better protection of the oyster-fisheries in this Commonwealth;

Bills enacted.

(Which severally originated in the House of Representatives); and

In relation to railroad police (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

### *Reports of Committees.*

Schouler  
Guards.

By Mr. Gilman of Boston, from the committee on Military Affairs, leave to withdraw, on the petition of Charles E. Allen and others, for re-instatement of the Schouler Guards. Read, and placed in the orders of the day for to-morrow.

Collection of  
taxes.

By Mr. Wade of Newton, from the committee on the Judiciary, that the Bill in relation to the collection of taxes ought to pass in a new draft, with the same title.

Plymouth-  
county courts.

By Mr. C. H. Hill of Boston, from the same committee, that the Bill (re-committed with instructions) to abolish the Third District Court of Plymouth, and enlarge the jurisdiction of the Second District Court of Plymouth, ought to pass in a new draft with the following title: "Bill to abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county."

State Prison  
watchmen.

By Mr. Allen of Boston, from the committee on Finance, that the Senate Bill to amend "An Act providing for an increase in the number of assistant guards employed at the State Prison" ought to pass in a new draft, with a similar title.

Severally read, and ordered to a second reading.

Trustees and  
trust estates.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Senate Bill relating to trustees and trust estates ought to pass, with an amendment striking out all after the enacting clause, and inserting the five sections of the House bill with the same title, which was originally reported by the committee.

Placed in the orders of the day for to-morrow, for a second reading.

### *Orders of the Day.*

Orders of the  
day.

Bills:

To amend the act to supply the town of Holyoke with pure water;

To confirm the location of the Troy and Greenfield Railroad in the county of Franklin; and a

Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield;

Were severally read, and ordered to a third reading.

The Bill to amend an act entitled "An Act for the inspection of gas-meters, the protection of gas-consumers, and the protection and regulation of gaslight companies" (its title having been amended by the committee on Bills in the Third Reading to read "Bill relating to the expenses of the office of inspector of gas-meters and of illuminating gas"); and a

Resolve in favor of the State Primary School at Monson;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to authorize the land commissioners to convey certain lands in the city of Boston was read a third time, and passed to be engrossed in concurrence.

The Senate Bill to amend chapters 93, 94, 100, 102, and 109 of the General Statutes, relating to the bonds of executors, administrators, trustees, and guardians, was rejected, as recommended by the committee on Probate and Chancery, and notice was sent to the Senate accordingly.

The report of the committee on Taxation, reference to next General Court, on petition of Levi Emery and others, for the taxation of property held in trust, and used for purposes of business, was further considered. The pending motion of Mr. Emery of Lawrence to amend by substituting a "Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations," was adopted; and the bill was, on motion of Mr. Bird of Walpole, referred to the committee on the Judiciary.

The House non-concurred in the Senate amendment to the House Bill to supply the city of Newburyport with water, and it was returned to the Senate, with an indorsement to that effect.

The Bill relative to placing on probation persons accused or convicted of crimes and misdemeanors in the county of Suffolk was further considered. Pending the recurring question on engrossment, Mr. Kelley of Cambridge moved to reconsider the vote whereby the House on Friday last adopted the amendment offered by Mr. Pillsbury of Boston; which motion prevailed.

The amendment was then rejected; and the bill was again passed to be engrossed in concurrence.

At 4.15 the House adjourned until to-morrow afternoon at two o'clock.

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TUESDAY, April 23, 1878.

Met according to adjournment, at 2 o'clock P.M.

Prayer was offered by the Chaplain.

*Paper from the Senate.*

Judgment  
debtors.

Notice was received from the Senate, that the House Bill to repeal chapter 250 of the Acts of the year 1877, relating to the arrest and examination of judgment-debtors, had been rejected by that branch.

*Bills Enacted, and a Resolve Passed.*

Bills enacted.

Engrossed bills:

In relation to the management of the Hoosac Tunnel and the Troy and Greenfield Railroad;

To establish a fire district in the town of Lee, and for the dissolution of the existing fire district;

To authorize the collection of interest on district taxes;

Relative to the rebuilding and improvement of stables in the city of Boston;

Relating to State contracts and expenditures;

In relation to embezzlement by town, city, and county officers; and

Relating to recognizances and bonds in municipal and district courts;

(Which severally originated in the House of Representatives);

Relating to the assessment and collection of taxes upon personal property held in trust;

Relative to the pollution of rivers, streams, and ponds used as sources of water-supply; and

Concerning the settlement of paupers;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Resolve passed.

An engrossed Resolve concerning the lands of the Commonwealth in Charles River (which originated in the Senate) was passed, signed, and sent to the Senate.



*Laid on the Table.*

An engrossed Bill to regulate the transaction of the business of insurance in this Commonwealth was, on motion of Mr. Wade of Newton, laid on the table, the question being on passing the bill to be enacted. Insurance business.

*Reports of Committees.*

By Mr. Ricker of Newburyport, from the committee on Military Affairs, leave to withdraw, on the petition of the New-England Guard, for an amendment of its act of incorporation. New-England Guard.

By Mr. Davis of Upton, from the same committee, leave to withdraw, on the petition of K. M. Gilmore and others, for an amendment to the law so as to authorize an additional company of cavalry. Cavalry.

By Mr. Beal of Lawrence, from the same committee, leave to withdraw, on the petition of William Whiting and others of Holyoke, that a military company may be stationed in that town. Holyoke.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Ellis of Melrose, from the same committee, on the annual report of the Adjutant-General, resolves: Resolves.

To provide for the erection of a fence at the State campground at Framingham;

To provide for the purchase of knapsacks for issue to the militia; and

To provide for the repairs of buildings at the State campground and at the arsenal-grounds at Cambridge;

Severally read, and referred, under the rule, to the committee on Finance.

*Orders of the Day.*

The report of the committee on Military Affairs, leave to withdraw, on petition of Charles E. Allen and others, for re-instatement of the Schouler Guards, was accepted, and sent up for concurrence. Orders of the day.

*Bills:*

To abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county;

To amend "An Act providing for an increase in the number of assistant watchmen employed at the State Prison" (amended, on motion of Mr. Bird of Walpole);



Relating to trustees and trust estates (amended, as recommended by the committee on the Judiciary); and  
Concerning street railway corporations;  
Were severally read, and ordered to a third reading.

Bills:

To amend the act to supply the town of Holyoke with pure water; and

To confirm the location of the Troy and Greenfield Railroad in the county of Franklin;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill in relation to the collection of taxes was read a second time, and, on motion of Mr. Wade of Newton, was laid on the table.

The Senate Bill to further provide for the licensing and restraining of dogs, and for the recovery of damages for injuries inflicted by them, was further considered, amended on motion of Mr. Cushing of Cambridge, and after extended debate was, on motion of Mr. Thomas of Brookline, indefinitely postponed; and notice was sent to the Senate accordingly.

The motion of Mr. McPherson of Boston, to reconsider the vote whereby the House, on Friday last, rejected the Bill in relation to the taxation of deposits in savings banks, was considered.

The yeas and nays were ordered on request of Mr. Thomas of Brookline; and, the roll being called, the motion to reconsider was lost by a vote of 79 yeas to 126 nays, as follows:—

#### YEAS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Cobb, Philander. |
| Ames, James H.              | Cornell, John.           |
| Baker, George M.            | Curtice, John W.         |
| Baker, John I.              | Curtis, Orson B.         |
| Barnes, Sidney.             | Doane, Abiathar.         |
| Barrett, George V.          | Dunham, Jarvis N.        |
| Bartholomew, Elisha P.      | Ellis, W. Irving.        |
| Bartlett, James E. T.       | Emory, James W.          |
| Beal, Melvin.               | Everett, Noble W.        |
| Bird, Francis W.            | Galligan, John H.        |
| Brigham, George O.          | Gargan, Francis.         |
| Burnett, Martin W.          | Hastings, Thomas J.      |
| Case, Charles A.            | Hathaway, Rawson.        |
| Chapin, Nahum.              | Hathaway, Thomas B.      |
| Clark, Leonard.             | Hawks, Alanson K.        |

|                                  |                                |
|----------------------------------|--------------------------------|
| <b>Messrs.</b> Hayden, George F. | <b>Messrs.</b> Smith, Matthew. |
| Howe, Simon H.                   | Soule, Rufus A.                |
| Hutchinson, Eben.                | Spaulding, Pliny F.            |
| Kelly, Jarvis P.                 | Spaulding, Timothy G.          |
| Knowlton, Marcus P.              | Sprague, Leander.              |
| Lovell, John D.                  | Stiles, Henry S.               |
| Marshall, George S.              | Stuart, William J.             |
| McPherson, Ebenezer M.           | Thomas, Edward I.              |
| Moore, Phillips.                 | Tucker, Payson E.              |
| Moseley, Frederick P.            | Turner, John.                  |
| Nickerson, Richard E.            | Wade, Levi C.                  |
| Noble, Joseph G.                 | Wadsworth, Alexander.          |
| Norton, Eugene L.                | Walsh, James L.                |
| Noyes, Charles J.                | Walton, Solon.                 |
| Noyes, Chauncey O.               | Washburn, John D.              |
| Osgood, Charles S.               | Webster, Abel.                 |
| Paige, Lucius R.                 | Webster, Edwin R.              |
| Peck, William G.                 | Wentworth, Samuel H.           |
| Potter, Timothy D.               | Whitehouse, Sydney F.          |
| Pynchon, William.                | Whitmore, Charles S.           |
| Putnam, Henry W.                 | Wilder, Henry H.               |
| Rand, Oliver J.                  | Wilder, Sydney.                |
| Robinson, William.               | Wilson, George A.              |
| Sargent, Lucius M.               | Wiswell, Joseph.               |
| Shea, John B.                    |                                |

## NAYS.

|                                  |                                   |
|----------------------------------|-----------------------------------|
| <b>Messrs.</b> Allen, Charles H. | <b>Messrs.</b> Colburn, George F. |
| Andrews, Israel W.               | Cook, William H.                  |
| Bancroft, Alonzo.                | Cooke, Hiram N.                   |
| Barnes, Charles E.               | Cornish, Israel C.                |
| Belcher, George C.               | Cowdrey, George A.                |
| Bent, Myron W.                   | Cunningham, Thomas.               |
| Billings, Joseph.                | Cushing, Levi L., jun.            |
| Blanchard, William.              | Daly, Anthony C.                  |
| Bliss, William B.                | Davis, Charles A.                 |
| Bolles, Matthew.                 | Davis, Robert L.                  |
| Bonney, Henry C.                 | Desmond, Cornelius.               |
| Brackett, John Q. A.             | Doane, Freeman.                   |
| Brooks, William A.               | Doherty, Daniel.                  |
| Brown, Luther J.                 | Emery, Levi.                      |
| Bush, Charles W.                 | Fairbank, John B.                 |
| Byram, Charles R.                | Field, Lucius.                    |
| Carberry, William H.             | Fish, Isaiah.                     |
| Carll, Francis.                  | Flood, John T.                    |
| Carroll, Lewis.                  | French, Gardner.                  |
| Chase, Charles H.                | Gardner, Nelson.                  |
| Clough, Benjamin.                | Gilbert, Edwin.                   |
| Coffin, Samuel.                  | Glines, Jacob T.                  |

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|---------------------------|-------------------------|
| Messrs. Greene, Thomas R. | Messrs. Newton, John F. |
| Hale, Edwin B.            | Oakman, William C.      |
| Hardy, Noah L.            | O'Neil, Joseph H.       |
| Hart, John W.             | Otis, John L.           |
| Hawkes, Nathan M.         | Packard, Henry B.       |
| Hildreth, James, 2d.      | Paddock, Henry.         |
| Hill, Clement H.          | Paige, Calvin D.        |
| Hill, Hamilton A.         | Partridge, David A.     |
| Hooper, John H.           | Peirce, James P.        |
| Howe, Asa F.              | Perry, Josiah.          |
| Howe, William.            | Phillips, Benjamin A.   |
| Howes, Thomas P.          | Pike, James D.          |
| Hyde, Henry D.            | Powers, Henry W.        |
| Johnson, Henry A.         | Prescott, Charles J.    |
| Jones, Augustine.         | Price, George.          |
| Kelley, Joseph J.         | Randall, David.         |
| Keyes, Patrick.           | Ranlett, Charles E.     |
| Kimball, Ensign.          | Read, William A.        |
| King, William S.          | Reed, William.          |
| Leary, Frank D.           | Rice, George W.         |
| Leighton, Edwin F.        | Richards, James H.      |
| Lewis, John A.            | Richardson, Jesper.     |
| Lincoln, George C.        | Ricker, John W.         |
| Locke, James L.           | Sanford, Baalis, jun.   |
| Lovell, Andrew.           | Sargent, Edmund P.      |
| Lowther, George W.        | Shortle, Henry.         |
| Macomber, Pardon.         | Smyth, William A. S.    |
| Macomber, William P.      | Stackpole, Stephen A.   |
| Mahon, John.              | Studley, Ezekiel R.     |
| Mahony, James T.          | Swift, Van Rensselaer.  |
| Marden, Frederic A.       | Thompson, Leon'd, jun.  |
| Marlor, John.             | Thurston, Charles F.    |
| Marsh, Edwin W.           | Tilton, John W.         |
| McGibbons, Samuel S.      | Underwood, Horace.      |
| McGlynn, Patrick M.       | Wales, Abijah T.        |
| Mellen, James H.          | Warren, Alonzo.         |
| Merriam, Artemus.         | White, Newton.          |
| Merritt, Amos W.          | Whitehead, Joseph.      |
| Moors, Albert.            | Winn, John.             |
| Morton, Elbridge G., jun. | Wood, Solon.            |
| Murphy, Patrick F.        | Wyman, Oliver B.        |

Yeas, 79 ; nays, 126.

Mr. Pillsbury of Boston announced that he had paired with Mr. Parmenter of Athol, who would have voted in the affirmative.

The Bill concerning the amount of capital stock required before a railroad corporation can commence the construc-

tion of its road was further considered, and, after debate, was ordered to a third reading, by a vote of 56 to 22.

Mr. Moseley of Boston raised the point of order that a quorum of the House was not present; and, a count being had, it appeared that but 96 members were present, whereupon the House

At 5.10 adjourned, pending the verification of the vote.

WEDNESDAY, April 24, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

### *Orders.*

On motion of Mr. Andrews of Danvers, —

*Ordered*, That the committee on Agriculture be instructed to inquire to whom the twenty-five hundred copies of Flint's Agricultural Report of the Year 1877, placed for sale in charge of the Secretary of State, have been sold. Agricultural Report.

Sent up for concurrence.

On motion of Mr. Hawkes of Lynn, —

*Ordered*, That on Friday, April 26, and thereafter, each session of the House be considered a legislative day. Each session a legislative day.

On motion of the same gentleman, —

*Ordered*, That Thursday, April 25, be considered to be the beginning of the last week of the session. Last week of session.

### *Motion to Reconsider.*

Mr. Bird of Walpole moved to reconsider the vote whereby the House yesterday indefinitely postponed the Senate Bill to further provide for the licensing and restraining of dogs, and for the recovery of damages for injuries inflicted by them; which motion was lost. Dogs.

### *Papers from the Senate.*

A Bill to provide for the recovery of lands unlawfully held after the foreclosure of mortgages, passed to be engrossed by the Senate, being a new draft of a House bill with a similar title, was read, and referred to the committee on the Judiciary. Foreclosure of mortgages.

## The House bills :

Transportation  
of liquor.

In relation to the transportation of intoxicating liquors in violation of law ; and

Lien on  
domestic  
animals.

Creating a lien upon horses and other domestic animals for the expenses of their care and keeping ;

Came down from the Senate severally passed to be engrossed in concurrence, with amendments, in which the House concurred under suspension of the rule, moved in regard to the first-named bill by Mr. Shortle of Provincetown, and in regard to the last-named by Mr. Knowlton of Springfield.

Hawkers and  
peddlers.

The Senate Bill to amend section 1 of chapter 331 of the Acts of the year 1870, relating to hawkers and peddlers, came down, with the indorsement that the Senate non-concurred in certain amendments adopted by the House. The House insisted on its amendments, and the bill was returned to the Senate indorsed accordingly.

Fencing  
railroads.

A Bill concerning the fencing of railroads (substituted in the Senate for the report of the committee on Railroads, reference to the next General Court) came down, referred to the committee on Railroads ; in which reference the House non-concurred, on motion of Mr. Osgood of Salem.

B. Murphy.

Notice was received from the Senate that the Resolve in favor of Bridget Murphy of Merrimac had been rejected by that branch.

*Bills Enacted.*

Bills enacted.

## Engrossed bills :

Limiting the time within which executors or administrators may be cited to take upon themselves the prosecution or defence of actions (which originated in the House of Representatives) ; and

Relating to the proof of foreign wills (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*Husband and  
wife.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the Senate Bill relating to conveyances, gifts, and contracts between husband and wife, ought to pass in a new draft, with the following title : “ Bill to better secure the rights of married women.”

By Mr. Osgood of Salem, from the committee on Railroads, that the bill (re-committed) to authorize the pur-

chasers of the franchise of the Springfield, Athol, and North-eastern Railroad to organize a corporation, and operate the road, ought to pass in a new draft, with the same title.

Springfield,  
Athol, and  
North-eastern  
Railroad.

By Mr. King of Boston, from the committee on Prisons, that the Bill in relation to the State Prison ought to pass in a new draft as a resolve, with the following title: "Resolve in relation to the new State Prison at Concord."

State Prison.

Severally read, and ordered to a second reading, the last-named under a suspension of Rule 42.

By Mr. Walsh of Boston, from the committee on the Judiciary, that the Senate Bill to change the name of the First Baptist Society of Brighton, and confirm the doings thereof, ought to pass. Placed in the orders of the day for to-morrow, for a second reading.

First Baptist  
Society,  
Brighton.

*Taken from the Table.*

On motion of Mr. Dunham of Pittsfield the motion of Mr. Wade of Newton, to reconsider the vote whereby the House rejected the Resolve authorizing the construction of platforms inside the dock, upon the lands of the Commonwealth at South Boston, was taken from the table, and placed in the orders of the day for to-morrow.

Docks at South  
Boston.

On motions of the same gentleman the engrossed Bill to regulate the transaction of the business of insurance in this Commonwealth was taken from the table, and postponed for further consideration until next Friday, the question being on passing it to be enacted.

Insurance  
business.

On motions of the same gentleman the Report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of co-operative saving fund and loan associations, was taken from the table, and placed in the orders of the day for to-morrow. Subsequently Mr. Hastings of Worcester moved a reconsideration of the vote whereby the report was placed in the orders of the day for to-morrow, which motion prevailed; and, on further motion of the same gentleman, the report was again laid on the table.

Co-operative  
associations.

On motions of Mr. Dunham of Pittsfield the Bill in relation to the collection of taxes was taken from the table, and placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading. Subsequently Mr. Richards of Lynn moved a reconsideration of the vote whereby the bill was placed in the orders

Collection of  
taxes.

of the day for to-morrow, which motion was adopted; and, on further motion of the same gentleman, the bill was again laid on the table.

*Orders of the Day.*

Orders of the day.

Reports of the committee on Military Affairs, leave to withdraw:

On the petition of the New-England Guard, for an amendment of its act of incorporation;

On the petition of K. M. Gilmore and others, for an amendment to the law, so as to authorize an additional company of calvary; and

On the petition of William Whiting and others of Holyoke, that a military company may be stationed in that town;

Were severally accepted, and sent up for concurrence.

The Bill concerning the amount of capital stock required before a railroad corporation can commence the construction of its road was ordered to a third reading.

Bills:

To abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county; and

To amend "An Act providing for an increase in the number of assistant watchmen employed at the State Prison" (its title having been amended by the committee on Bills in the Third Reading, to read "Bill authorizing an increase in the number of assistant watchmen at the State Prison");

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Bills:

Relating to trustees and trust estates; and

Concerning street railway corporations;

Were severally read a third time, and passed to be engrossed in concurrence, the bill first named being sent up for concurrence in amendments adopted by the House.

The Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield was read a third time. Mr. Bird of Walpole moved to amend by substituting a "Bill providing for the enforcement of the laws in relation to Green-Harbor Marsh in Marshfield;" and, on further motion of the same gentleman, further consideration of the matter was postponed until to-morrow.

At 1.10 adjourned.

THURSDAY, April 25, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Knowlton of Springfield, the petition of the selectmen of West Springfield, for authority for said town to borrow money to pay its share of the cost of the new bridge across the Connecticut River between West Springfield and Springfield. Referred, under a suspension of the 20th joint Rule, to the committee on the Judiciary.

West Springfield.

*Introduced on Leave.*

By Mr. Stackpole of Boston, a Bill to regulate the management of manufacturing corporations. Read, and referred to the next General Court, the House refusing to suspend the 20th joint Rule.

Manufacturing corporations.

*Bills Enacted.*

Engrossed bills:

Bills enacted.

For the protection of the dike across East-Harbor Creek, in Truro;

To preserve the eel-fisheries in Ipswich River and its tributaries, in the town of Ipswich; and

Authorizing the Board of Education to make certain expenditures in connection with the Paris Exposition;

(Which severally originated in the House of Representatives);

Relative to placing on probation persons accused or convicted of crimes and misdemeanors in the county of Suffolk;

Concerning the support of married women who are insane;

To abate a nuisance in the city of Boston, and for the preservation of the public health in said city; and

To authorize the land commissioners to convey certain lands in the city of Boston;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Papers from the Senate.*

*Ordered,* In concurrence, that the committee on Prisons consider the expediency of prohibiting by statute, with

The "gag."



suitable penalties, the use of the "gag" as a means of punishment in the penal and charitable institutions of the Commonwealth.

Lenox fire district.

The House Bill permitting the establishment of a fire district in Lenox came down from the Senate, with certain amendments; which were referred, under the rule, to the committee on the Judiciary.

Bills.

Notice was received from the Senate, of the rejection, by that branch, of the House bills:

In relation to sales of merchandise at temporary stands in the public streets; and

Relative to bail in criminal cases; and the House Resolve in favor of Thomas Mallory.

Woman's Prison.

The House Resolve relating to the Reformatory Prison for Women came down from the Senate, with the indorsement that the Senate insisted on its amendment, and asked for a committee of conference; Messrs. Truell, Knowlton of Worcester, and Flatley, being appointed on its part. The House concurred; and Messrs. Thomas of Brookline, Fairbank of Oakham, and H. A. Hill of Boston, were appointed on the part of the House.

Newburyport.

The House Bill to supply the city of Newburyport with water came down from the Senate, with the indorsement that the Senate insisted on its amendment, and asked for a committee of Conference; Messrs. Barton, Bishop, and Cate being appointed on its part. The House concurred; and Messrs. Noyes of Georgetown, Baker of Beverly, and Andrews of Danvers, were appointed on the part of the House.

#### *Reports of Committees.*

Soldiers' Home.

By Mr. Ellis of Melrose, from the committee on Military Affairs, reference to next General Court, on an order relative to the establishment of a Soldiers' Home, and petitions for an appropriation for the same. (See House Doc. No. 324.) Read, and placed in the orders of the day for to-morrow.

School fund and school committees.

By Mr. Hale of Cambridge, from the committee on Education, to whom were re-committed the Bill relating to the annual income of the school fund, and the Bill relating to returns of school committees, that the same should pass in a new draft as a single bill, with the following title: "Bill relating to the distribution of the annual income of the school fund, and to provide for reports by school committees."

By Mr. Noyes of Boston, from the committee on the Hoosac Tunnel and the Troy and Greenfield Railroad, on that part of the Governor's message relating to the Hoosac Tunnel and the Troy and Greenfield Railroad, and an order relative to the same, a Bill requiring certain reports and estimates of expense from the manager of the Troy and Greenfield Railroad and Hoosac Tunnel. Manager  
Hoosac Tunnel.

Severally read, and ordered to a second reading.

By Mr. Allen of Boston, from the committee on finance, that the resolves:

To provide for the purchase of knapsacks for issue to the militia; Knapsacks.

To provide for the repairs of buildings at the State camp-ground at Framingham and at the arsenal-grounds at Cambridge; and Buildings at  
camp-ground.

To provide for the erection of a fence at the State camp-ground at Framingham; Fence at camp-  
ground.

Severally ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

By Mr. Leighton of Boston, from the committee on the Hoosac Tunnel and the Troy and Greenfield Railroad, on an order, a Bill to permit the establishment of a union freight-depot in Greenfield. Greenfield  
freight-depot.

By Mr. Norton of Boston, from the same committee, on that part of the Governor's message relating to the Hoosac Tunnel and the Troy and Greenfield Railroad, and an order relative to the same, in part, a Bill making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel. Improvement of  
Tunnel.

Severally read, and referred, under the rule, to the committee on Finance.

*Taken from the Table.*

On motions of Mr. Mellen of Worcester the report of the committee on Education, reference to the next General Court, on the petition of the school committee of Salem, relative to the employment of children in manufacturing establishments, was taken from the table, and placed in the orders of the day for to-morrow; the same gentleman moving to amend by substituting a "Bill in relation to the employment of children." Children.

On motions of Mr. Davis of Watertown the Senate Bill to amend chapter 11 of the General Statutes, relating to

Literary and  
other institu-  
tions.

the real estate of literary, benevolent, charitable, and scientific institutions, was taken from the table, and placed in the orders of the day for to-morrow afternoon, the question being on ordering the bill to a third reading.

Taxes.

On motions of Mr. Wade of Newton the Bill in relation to the collection of taxes was taken from the table, and placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

### *Orders of the Day.*

Orders of the  
day.

#### Bills:

To change the name of the First Baptist Society of Brighton, and confirm the doings thereof; and

To authorize the purchasers of the franchise of the Springfield, Athol, and North-eastern Railroad to organize a corporation, and operate the road; and a

Resolve in relation to the new State Prison at Concord;  
Were severally read, and ordered to a third reading.

The Bill concerning the amount of capital stock required before a railroad corporation can commence the construction of its road was read a third time, amended on motion of Mr. Pillsbury of Boston, passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

The Resolve providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield was further considered, passed to be engrossed, and sent up for concurrence; the pending motion of Mr. Bird of Walpole, to amend by substituting a bill, having been withdrawn.

The motion of Mr. Wade of Newton, to reconsider the vote whereby the House rejected the Resolve authorizing the construction of platforms inside the dock, upon the lands of the Commonwealth at South Boston, was, on motion of the same gentleman, postponed for further consideration until to-morrow.

The Bill to better secure the rights of married women was read a second time, and considered. Mr. Baker of Beverly moved to amend by substituting the Senate Bill relating to conveyances, gifts, and contracts between husband and wife; which motion was lost after extended debate, and the bill was ordered to a third reading.

At 1.15 the House adjourned.

FRIDAY, April 26, 1878.

The House met according to adjournment.

Prayer was offered by the Chaplain.

A communication from the Auditor was received, giving, in compliance with an order of the House, a statement of salaries paid from the State Treasury in the years 1860, 1867, and 1877, and of additional compensation paid for personal services, etc. (See House Doc. No. 275.) Referred to committee on Expenditures. Sent up for concurrence.

Salaries, etc.

*Papers from the Senate.*

The Senate Bill concerning the amount of capital stock required before a railroad corporation can commence the construction of its road came down from the Senate, with the indorsement that the Senate non-concurred in the amendment adopted by the House. On motion of Mr. Osgood of Salem the House receded from its amendment.

Railroad stock.

The House Bill relative to tender and offer of judgment in land-damage and lien cases came down, passed to be engrossed in concurrence, with an amendment; in which the House concurred under a suspension of the rule, moved by Mr. Knowlton of Springfield.

Land damage and lien cases.

The House Bill to authorize the Massachusetts Charitable Mechanic Association to erect a wooden building in the city of Boston came down, passed to be engrossed in concurrence, with an amendment; in which the House concurred under a suspension of the rule, moved by Mr. Wade of Newton.

Massachusetts Charitable Mechanic Association.

The Senate Bill relating to trustees and trust estates came down, with the indorsement that the Senate non-concurred in the amendment adopted by the House. On motion of Mr. Pillsbury of Boston the House insisted on its amendment, and asked for a committee of Conference; and Messrs. Pillsbury, C. H. Hill, and Walsh of Boston, were appointed on its part. Sent up for concurrence.

Trustees and trust estates.

The Senate Bill to amend section one of chapter 331 of the Acts of the year 1870, relating to hawkers and peddlers, came down from the Senate, with the indorsement that the Senate insisted on its non-concurrence in the House amendments, and asked for a committee of Conference;

Hawkers and peddlers.

Messrs. Sherman, Merriam, and Flatley being appointed on its part. The House concurred; and Messrs. Hardy of Natick, Bancroft of Boston, and Eager of Canton, were appointed on its part.

Taxation.

The report of the committee on Taxation, no further legislation necessary, on an order relative to promoting just and equal taxation throughout the State, was accepted in concurrence, under a suspension of the rule.

Property and persons exempt from taxation.

The report of the committee of Conference, on the matters of difference between the two branches in relation to the Bill to amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation, that the Senate should recede from its amendment, and that the bill should be further amended, was accepted in concurrence, under a suspension of the rule.

### *Reports of Committees.*

Lenox fire district.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the House should concur in the Senate amendments to the House Bill permitting the establishment of a fire district in Lenox. On motion of the same gentleman the report was accepted, under a suspension of the rule, the amendments were concurred in, and the bill was returned to the Senate indorsed accordingly.

Military property.

By Mr. Ellis of Melrose, from the committee on Military Affairs (in compliance with the provisions of section 82, chapter 320, of the Acts of 1874), on the condition of the State camp-ground and military property of the State. (See House Doc. No. 330.) Read and accepted, under suspension of the rule, moved by Mr. Ellis, and sent up for concurrence.

Mortgages.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, that the Senate Bill to provide for the recovery of lands unlawfully held after the foreclosure of mortgages ought to pass, with certain amendments. The bill was placed in the orders of the day for this afternoon, for a second reading, with the report of the committee. (Messrs. Hill and Wade of the committee concurred in recommending the amendments, but dissented from the report that the bill ought to pass.)

West Springfield.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, on a petition, a Bill to authorize the town of West Springfield to borrow money for certain purposes.

By Mr. Knowlton of Springfield, from the same committee, on an order, a Bill relating to the rights of depositors in savings banks.

Depositors in  
savings banks.

By Mr. Ellis of Melrose, from the committee on Military Affairs, on the report of the Adjutant-General, a Resolve directing the Adjutant-General to prepare an alphabetical index of the names of officers and soldiers from Massachusetts who rendered service in the war of the Rebellion.

Index of  
soldiers.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

The motion of Mr. Wade of Newton, to reconsider the vote whereby the House rejected the Resolve authorizing the construction of platforms inside the dock, upon the lands of the Commonwealth at South Boston, was withdrawn, no objection being made.

Orders of the  
day.

The report of the committee on Military Affairs, reference to the next General Court, on an order relative to the establishment of a Soldiers' Home, was postponed for further consideration until this afternoon, on motion of Mr. Daly of Boston.

#### Resolves:

To provide for the purchase of knapsacks for issue to the militia;

To provide for the repairs of buildings at the State camp-ground at Framingham and at the arsenal-grounds at Cambridge; and

To provide for the erection of a fence at the State camp-ground at Framingham; and

#### Bills:

Requiring certain reports and estimates of expense from the manager of the Troy and Greenfield Railroad and Hoosac Tunnel; and

Relating to the distribution of the annual income of the school fund, and to provide for reports by school committees;

Were severally read, and ordered to a third reading.

The Bill to change the name of the First Baptist Society of Brighton, and confirm the doings thereof, was read a third time, and passed to be engrossed in concurrence.

The Bill to authorize the purchasers of the franchise of the Springfield, Athol, and North-eastern Railroad to organize a corporation and operate the road, was read a

third time, passed to be engrossed, and sent up for concurrence.

The report of the committee on Education, reference to the next General Court, on the petition of the school committee of Salem, relative to the employment of children in manufacturing establishments, was further considered. The pending motion of Mr. Mellen of Worcester, to amend by substituting a Bill in relation to the employment of children, was carried; and the bill was ordered to a second reading.

At 1.10 the House adjourned until 2 o'clock.

#### AFTERNOON SESSION.

On motion of Mr. Hawkes of Lynn, —

Pay Roll.

*Ordered*, That the committee on the Pay Roll make up the pay roll of the members of the House.

The following order, offered by the same gentleman, was, at the request of Mr. Pillsbury of Boston, laid over until Monday: —

W. P. Macomber.

*Ordered*, That the committee on the Pay Roll be authorized to make up the pay of William P. Macomber to the amount as for services for the full session.

The following order, offered by Mr. Pillsbury of Boston, was, at the request of Mr. C. H. Hill of Boston, laid over until Monday: —

Close of session.

*Ordered*, That a committee of three, on the part of the House, with such as the Senate may join, be appointed to consider when the present session of the General Court can be prorogued.

#### *Report of a Committee.*

Flats.

By Mr. Bird of Walpole, from the committee on Finance, on a "Resolve relative to the extension of A Street and the filling of B or C Street in the city of Boston," and a "Resolve relating to the filling of lands or flats sold to the Boston and Albany Railroad Company at South Boston," a "Bill to establish the Commonwealth's Flats Improvement Fund." Read, and ordered to a second reading.

#### *Taken from the Table.*

Public documents.

On motion of Mr. Pillsbury of Boston the Bill concerning the preparation, printing, and distribution of public documents, was taken from the table, and placed in the



orders of the day for Monday; the question being on its engrossment.

*Orders of the Day.*

Bills :

Relating to the rights of depositors in savings banks ;  
and

To authorize the town of West Springfield to borrow money for certain purposes ; and a

Resolve directing the Adjutant-General to prepare an alphabetical index of the names of officers and soldiers from Massachusetts who rendered service in the war of the Rebellion ;

Were severally read, and ordered to a third reading.

Bills :

To better secure the rights of married women ; and

Requiring certain reports and estimates of expense from the manager of the Troy and Greenfield Railroad and Hoosac Tunnel ; and

Resolves :

In relation to the new State Prison at Concord (amended on motion of Mr. King of Boston) ;

To provide for the purchase of knapsacks for issue to the militia ;

To provide for the repairs of buildings at the State campground at Framingham and at the arsenal-grounds at Cambridge ; and

To provide for the erection of a fence at the State campground at Framingham ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the collection of taxes was further considered, amended on motions of Messrs. Wade of Newton, and Bonney of Dedham, and ordered to a third reading.

The House Bill to regulate the transaction of the business of insurance in this Commonwealth was further considered, and, after debate, was passed to be enacted, signed, and sent to the Senate.

The report of the committee on Military Affairs, reference to the next General Court, on an order relative to the establishment of a Soldiers' Home, and petitions for an appropriation for the same, was further considered. A motion of Mr. Daly of Boston, that the report be re-committed to the committee, with instructions to report such legisla-

Orders of the  
day.



tion as may be necessary for the relief of the disabled soldiers and sailors now in our public charitable institutions, was rejected ; and, after debate, the report was accepted by a vote of 96 to 50, and sent up for concurrence.

*Orders of the Day Tabled.*

Soldiers' Home.

Mr. Daly then moved that the orders of the day be laid on the table, which was carried ; and the same gentleman moved a reconsideration of the vote whereby the above-named report was accepted ; and, on his further motion, the motion to reconsider was laid on the table.

Disabled soldiers and sailors.

The same gentleman then offered the following order:—

*Ordered*, That the committee on Military Affairs consider what legislation, if any, is necessary for the relief of the disabled soldiers and sailors of this Commonwealth who are now inmates of our public charitable institutions.

The same gentleman moved that the 20th joint Rule be suspended, that the order might be considered. On this question, at the request of Mr. Noyes of Boston, the yeas and nays were ordered, and the rule was suspended by a vote of 137 yeas to 27 nays, as follows:—

YEAS.

|                           |                           |
|---------------------------|---------------------------|
| Messrs. Allen, Charles H. | Messrs. Chase, Charles H. |
| Ames, James H.            | Clough, Benjamin.         |
| Andrews, Israel W.        | Cobb, Philander.          |
| Baker, John I.            | Coffin, Samuel.           |
| Bancroft, Alonzo.         | Colburn, George F.        |
| Barnes, Charles E.        | Cook, William H.          |
| Barrett, George V.        | Cooke, Hiram N.           |
| Beach, Theodore D.        | Cunningham, Thomas.       |
| Belcher, George C.        | Cushing, Levi L., jun.    |
| Blanchard, William.       | Daly, Anthony C.          |
| Bolles, Matthew.          | Davis, Robert L.          |
| Bonney, Henry C.          | Doane, Abiathar.          |
| Brackett, John Q. A.      | Doane, Freeman.           |
| Brigham, George O.        | Doherty, Daniel.          |
| Brooks, William A.        | Dunham, Jarvis N.         |
| Brown, Luther J.          | Eager, Edward R.          |
| Burnett, Martin W.        | Emory, James W.           |
| Bush, Charles W.          | Field, Lucius.            |
| Byram, Charles R.         | Flood, John T.            |
| Carberry, William H.      | French, Gardner.          |
| Carll, Francis.           | Galligan, John H.         |
| Carroll, Lewis.           | Gardner, Nelson.          |
| Case, Charles A.          | Gargan, Francis.          |

**Messrs. Greene, Thomas R.**

Hardy, Noah L.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Hildreth, James, 2d.  
 Howe, Simon H.  
 Howes, Thomas P.  
 Humphrey, John.  
 Jager, Charles V.  
 Jennings, Andrew J.  
 Jones, Augustine.  
 Kelley, Joseph J.  
 Keyes, Patrick.  
 Kimball, Ensign.  
 King, William S.  
 Leary, Frank D.  
 Leighton, Edwin F.  
 Locke, James L.  
 Lovell, Benjamin S.  
 Lowther, George W.  
 Mahon, John.  
 Marden, Frederic A.  
 Marlbor, John.  
 Marsh, Edwin W.  
 Marshall, George S.  
 McGibbons, Samuel S.  
 McGlynn, Patrick M.  
 McPherson, Eben. M.  
 Mellen, James H.  
 Merriam, Artemus.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbridge G., jun.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Noble, Joseph G.  
 Norton, Eugene L.  
 Noyes, Charles J.  
 Noyes, Chauncey O.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Packard, Henry B.  
 Paige, Lucius R.

**Messrs. Parmenter, J. Sumner.**

Partridge, David A.  
 Phillips, Benjamin A.  
 Pike, James D.  
 Pillsbury, Albert E.  
 Powers, Henry W.  
 Putnam, Henry W.  
 Rand, Oliver J.  
 Ranlett, Charles E.  
 Read, William A.  
 Richards, James H.  
 Richardson, Jesper.  
 Rinn, Michael.  
 Robinson, William.  
 Sanford, Baalis, jun.  
 Sargent, Edmund P.  
 Sargent, Lucius M.  
 Shea, John B.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Spaulding, Pliny F.  
 Sprague, Leander.  
 Stuart, William J.  
 Studley, Ezekiel R.  
 Swift, Van Rensselaer.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Underwood, Horace.  
 Wade, Levi C.  
 Wadsworth, Alexander.  
 Wales, Abijah T.  
 Walton, Solon.  
 Warren, Alonzo.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 Whitehouse, Sydney F.  
 Whitmore, Charles S.  
 Wilcox, Henry M.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Wilson, George A.  
 Wiswell, Joseph.  
 Wood, Solon.  
 Wyman, Oliver B.

**NAYS.****Messrs. Aldrich, Charles P.****Messrs. Bartholomew, Elisha P.**

|                               |                             |
|-------------------------------|-----------------------------|
| Messrs. Bartlett, James E. T. | Messrs. Knowlton, Marcus P. |
| Bird, Francis W.              | Macomber, Pardon.           |
| Chapin, Nahum.                | Manning, William.           |
| Clark, Leonard.               | Merritt, Amos W.            |
| Ellis, W. Irving.             | Potter, Timothy D.          |
| Fish, Isaiah.                 | Prescott, Charles J.        |
| Glines, Jacob T.              | Randall, David.             |
| Goulding, Frank P.            | Reed, William.              |
| Hill, Clement H.              | Tilton, John W.             |
| Hill, Hamilton A.             | Washburn, John D.           |
| Hooper, John H.               | Whitehead, Joseph.          |
| Jackson, John.                | Winn, John.                 |
| Johnson, Henry A.             |                             |

Yeas, 137 ; nays, 27.

The order was adopted, and sent up for concurrence.

*Orders of the Day Taken Up.*

The orders of the day were then taken from the table.

The Bill to provide for the recovery of lands unlawfully held after the foreclosure of mortgages was read a second time, and amended as recommended by the committee on the Judiciary. After debate, pending the question on ordering the the bill to a third reading, the House

At 5 o'clock adjourned.

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MONDAY, April 29, 1878.

Met according to adjournment at 2 o'clock, P.M.

Prayer was offered by the Rev. Mr. Gordon of Boston.

*Orders.*

On motion of Mr. Osgood of Salem, —

Hour of  
meeting.

*Ordered*, That, when the House adjourns on Tuesday afternoon, it be to meet on Wednesday, at ten o'clock, A.M.

On motion of Mr. Hawkes of Lynn, —

Cost of travel.

*Ordered*, That the committee on the Pay Roll make up the list of compensation to members for cost of travel.

W. P. Ma-  
comber.

The order offered by Mr. Hawkes of Lynn on Friday, and laid over, relative to the pay of William P. Macomber, was adopted.

The order offered by Mr. Pillsbury of Boston on Friday last, and laid over, relative to the appointment of a committee to consider when the present session of the General Court can be prorogued, was adopted, and sent up for concurrence; Messrs. Pillsbury of Boston, Wade of Newton, and Marsh of Quincy, being appointed the committee on the part of the House. Close of session.

The following order was offered by Mr. King of Boston:—

*Ordered*, That the Sergeant-at-Arms be instructed to make arrangements for the members of this House to visit and inspect the new State Prison at Concord on Friday next. Visit to the State Prison.

Mr. C. H. Hill of Boston moved to amend by substituting the word "Saturday" for the word "Friday," which was adopted; and the order as amended was then rejected.

*Discharged from the Orders.*

On motion of Mr. C. H. Hill of Boston the Bill relating to the rights of depositors in savings banks was discharged from the orders of the day. It was read a third time, and, on further motion of the same gentleman, was re-committed to the committee on the Judiciary. Mr. Noyes of Boston gave notice of an amendment which he would propose to the bill, which was ordered to be printed. Depositors in savings banks.

*Papers from the Senate.*

The report of the committee on the State House, that the order relative to placing the marble bust of the late Hon. Henry Wilson in Doric Hall should be adopted, was accepted in concurrence, under suspension of the rule; and the order was adopted in concurrence. Henry Wilson's bust.

A Bill to amend chapter 48 of the General Statutes, relating to sewers and drains, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Sewers and drains.

A Bill to further regulate fishing in the Connecticut River (reported on an order), passed to be engrossed by the Senate, was read, and ordered to a second reading. Connecticut River.

The House Bill to regulate the sale of intoxicating liquors by druggists and apothecaries came down, passed to be engrossed in concurrence, with certain amendments, which, under the rule, were placed in the orders of the day for to-morrow. Druggists and apothecaries.

*Reports of Committees.*

Redemption of  
real estate.

By Mr. Wade of Newton, from the committee on the Judiciary, that the Senate Bill in relation to the redemption of real estate purchased by towns and cities for non-payment of taxes ought not to pass, for the reason that the text of the bill is contained in an amendment adopted by the House to the House Bill relative to the collection of taxes.

On motion of the same gentleman the report was at once considered, under suspension of the rule: it was accepted, and the bill was rejected, as recommended by the committee, notice thereof being sent to the Senate.

Agricultural  
Report.

Mr. Baker of Lincoln, from the committee on Agriculture, in compliance with an order of the House, reported, that, between March 23 and April 25, 2,459 copies of the Report of the Secretary of the Board of Agriculture had been sold; but the Secretary of the Commonwealth had no record to show to whom they had been sold. The report was read, and placed in the orders of the day for to-morrow.

New-York and  
New-England  
Railroad.

By Mr. H. A. Hill of Boston, from the committee on Finance, that the Bill to secure the interests of the Commonwealth in the New-York and New-England Railroad ought not to pass.

Read, and under suspension of the rule, moved by Mr. Osgood of Salem, postponed until Wednesday next, and specially assigned for quarter-past ten o'clock, A.M., on that day.

(The report was signed by Messrs. Bird of Walpole, Cushing of Cambridge, Allen and H. A. Hill of Boston, and Brown of Fitchburg. Messrs. Stone of Newburyport, and Bolles of Boston, each presented their views; the former recommending the passage of the bill in a new draft, and the latter recommending that the bill should pass. The report, with accompanying papers, was printed as House Doc. No. 333.)

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To insure payment of wages earned, and for materials used, in constructing public buildings and public works;

In relation to the transportation of intoxicating liquors in violation of law;

Creating a lien upon horses and other domestic animals for the expenses of their care and keeping;

To discontinue a common landing-place in the city of Lynn ;

To authorize the grant to Albert G. Browne of a certain right of way over land of the Commonwealth in the town of North Adams ;

To amend section 5 of chapter 11 of the General Statutes, relative to property and persons exempted from taxation ; and

To authorize the Vermont and Massachusetts Railroad Company to sell that part of its railroad known as the " Brattleboro' Branch ; "

(Which severally originated in the House of Representatives) ;

To amend the act to supply the town of Holyoke with pure water ;

Relative to tender and offer of judgment in land-damage and lien cases ;

To change the name of the First Baptist Society of Brighton, and confirm the doings thereof ;

Concerning street railway corporations ; and

To confirm the location of the Troy and Greenfield Railroad in the county of Franklin ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

The Bill to authorize the town of West Springfield to borrow money for certain purposes was read a third time, passed to be engrossed, and sent up for concurrence. Orders of the day.

The Senate Bill to provide for the recovery of lands unlawfully held after the foreclosure of mortgages was further considered, and, after debate, was refused a third reading ; and notice thereof was sent to the Senate.

The House Bill in relation to the employment of children was read a second time. Amendments moved by Messrs. Sargent of Grafton, Osgood of Salem, and Dunham of Pittsfield, were adopted ; and, after extended debate, the bill was rejected by a vote of 48 to 72.

The Bill to amend chapter 11 of the General Statutes, relating to the real estate of literary, benevolent, charitable, and scientific institutions, was further considered, amended on motion of Mr. Hyde of Boston, and ordered to a third reading.

At 5.05 adjourned.

TUESDAY, April 30, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*Lowell and  
Lawrence  
Railroad.

By Mr. Beal of Lawrence, petitions of W. A. Spalding and others of Lawrence (6 petitions in all, bearing 302 names); by Mr. Emery of Lawrence, petitions of J. R. Simpson, mayor, and others of Lawrence (12 petitions in all, bearing 610 names); by Mr. Webster of Lawrence, petitions of H. G. Herrick and others of Lawrence (6 petitions in all, bearing 305 names); by Mr. Rinn of Lawrence, petitions of H. A. King and others of Lawrence (5 petitions in all, bearing 152 names), — severally for legislation to enable the Lowell and Lawrence Railroad Company to construct an extension of its road in the city of Lawrence.

Severally referred to the committee on Railroads, and sent up for concurrence.

Taxation of  
literary and  
other  
institutions.

By Mr. H. A. Hill of Boston, the memorial of E. R. Mudge and others, relative to a bill now pending concerning the taxation of real estate of literary, benevolent, charitable, and scientific institutions. Placed on file.

*Orders.*

On motion of Mr. McPherson of Boston, —

Joint Rule 3.

*Ordered*, That joint Rule 3 be suspended to enable the committee on Banks and Banking to report in the House a bill re-committed to that committee in the Senate.

Sent up for concurrence.

*Papers from the Senate.*

## Reports:

Lands in Adams  
and Florida.

Of the committee on the Hoosac Tunnel and the Troy and Greenfield Railroad, reference to the next General Court, on an order authorizing the Governor and Council to sell and dispose of real estate in the towns of Adams and Florida;

Of the committee on Prisons, no further legislation necessary:

Prison  
Inspectors.

On the Annual Report of the Board of Inspectors of the Massachusetts State Prison; and

New prison.

On the Fifth Annual Report of the Commissioners on the new State Prison; and

Of the committee of Conference, on the matter of difference between the two branches on the Bill relating to hawkers and peddlers, that the Senate should concur in the House amendment at (A) with an amendment; also that the Senate should concur in the House amendment at (B);

Hawkers and  
peddlers.

Were severally accepted in concurrence, under suspension of the rule.

#### Bills:

Bills.

To amend chapter 88 of the General Statutes, relating to innholders and common victuallers; and

In relation to the police department of the city of Boston;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

#### *Bills Enacted.*

##### Engrossed bills:

Bills enacted.

Relating to the expenses of the office of inspector of gas-meters and of illuminating gas;

To regulate the sale of intoxicating liquors by druggists and apothecaries; and

To authorize the Massachusetts Charitable Mechanic Association to erect a wooden building in the city of Boston;

(Which severally originated in the House of Representatives); and

Concerning the amount of capital stock required before a railroad corporation can commence the construction of its road (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

#### *Reports of Committees.*

By Mr. Mellen of Worcester, from the committee on Labor, inexpedient to legislate, on an order relative to amending sections 6, 7, and 10 of the Acts of the year 1877, relative to the inspection of factories. Accepted under suspension of the rule, and sent up for concurrence.

Inspection of  
factories.

By Mr. Osgood of Salem, from the committee on Railroads, that the Bill (on leave) to amend section 20 of chapter 372 of the Acts of the year 1874, relating to the formation of railroad corporations, ought to pass in a new draft, with the following title: "Bill in relation to the formation of railroad corporations." Read, and placed in the orders of the day for this afternoon, for a second reading.

Railroad  
corporations.



*Reconsideration.*

Children.

Mr. Osgood of Salem moved to reconsider the vote whereby the House on Monday rejected the "Bill in relation to the employment of children," which was adopted. Pending the recurring question, on ordering the bill to a third reading, the same gentleman moved to amend by substituting a "Bill in addition to 'An Act relating to the employment of children, and regulations respecting them.'" which was carried; and, under Rule 60, the bill as amended was placed in the orders of the day for the afternoon. Subsequently, the orders of the day being disposed of, the rule was suspended on further motion of Mr. Osgood; and the bill, amended on motions of Messrs. Dunham of Pittsfield and Sargent of Grafton, was ordered to a third reading.

*Discharged from the Orders.*

Druggists and apothecaries.

On motion of Mr. Soule of New Bedford the Bill to regulate the sale of intoxicating liquors by druggists and apothecaries was discharged from the orders of the day. The House concurred with the Senate in certain amendments, and the bill was sent to the Senate indorsed accordingly.

Public documents.

On motions of Mr. Haskell of Gloucester the Bill concerning the preparation, printing, and distribution of public documents, was discharged from the orders of the day, and postponed for consideration until Thursday morning, the question being on its engrossment.

*Orders of the Day.*

Orders of the day.

**Bills:**

Relating to the distribution of the annual income of the school fund, and to provide for reports by school committees; and

In relation to the collection of taxes;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 11 of the General Statutes relating to the real estate of literary, benevolent, charitable, and scientific institutions, was read a third time, and passed to be engrossed in concurrence, and sent up for concurrence in an amendment adopted by the House.

The Resolve directing the Adjutant-General to prepare an alphabetical index of the names of officers and soldiers from Massachusetts who rendered service in the war of

the Rebellion was read a third time, and after debate, on motion of Mr. Washburn of Worcester, was referred to the committee on Finance, with instructions to report the probable expense of the index, also the expense of correcting the errors in the existing records which affect the reputations of the soldiers of the Commonwealth.

The report of the committee on Agriculture, on the order relative to the sale of the Agricultural Report for the year 1877, was considered, and, on motion of Mr. Norton of Boston, was laid on the table.

The Bill to establish the Commonwealth's Flats Improvement Fund was read, and ordered to a third reading. Subsequently, the orders of the day being disposed of, the rule was suspended, on motion of Mr. Goulding of Worcester; and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to further regulate fishing in the Connecticut River was read, and ordered to a third reading. Subsequently, the orders of the day being disposed of, the rule was suspended, on motion of Mr. Pillsbury of Boston; and the bill was read a third time, and passed to be engrossed, in concurrence.

There being only one matter in the orders of the day for the afternoon, the Speaker stated, that, if there were no objection, he would, when the House adjourned, declare it to be adjourned until to-morrow morning at 10 o'clock.

At 1.15 adjourned; and, no objection being made, the Speaker declared the House adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, May 1, 1878.

Met according to adjournment at 10 o'clock, A.M.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Emery of Lawrence, petitions of J. M. Wheaton and 624 others (12 petitions in all), in aid of the petition of the Lowell and Lawrence Railroad Corporation, relative to the extension of its road in the city of Lawrence. Severally referred to the committee on Railroads, and sent up for concurrence.

Lowell and  
Lawrence  
Railroad.

*Orders.*

The following order, offered by Mr. Hawkes of Lynn, was, at the request of Mr. Osgood of Salem, laid over until the afternoon:—

Hour of  
meeting.

*Ordered*, That on and after Thursday, May 2, the morning sessions of the House shall begin at ten o'clock, until otherwise ordered.

Limit of debate.

On motion of Mr. Wentworth of Boston,—

*Ordered*, That, during the discussion of the matter specially assigned for to-day, the rule limiting the time for debate to ten minutes for each person be suspended.

*Papers from the Senate.*

State Detective  
Force.

A Bill to re-organize the State Detective Force, being a new draft of House bill relative to the State Detective Force, passed to be engrossed by the Senate, was read, and ordered to a second reading.

State Charitable  
Institutions.

The House Bill relating to State Charitable and Reformatory Institutions came down, passed to be engrossed in concurrence, with certain amendments, which were placed in the orders of the day for the afternoon.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

Permitting the establishment of a fire district in Lenox; and

In addition to an act concerning the care and education of neglected children;

(Which severally originated in the House of Representatives); and

To further regulate fishing in the Connecticut River (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Taxation of  
certain com-  
panies, etc.

By Mr. Goulding of Worcester, from the committee on the Judiciary, that the Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations, ought not to pass.

Domicile.

By Mr. Pillsbury of Boston, from the same committee, that the Bill in relation to domicile for the purpose of taxation ought not to pass.

By Mr. Galligan of Taunton, from the committee on Probate and Chancery, that the Senate Bill to amend chapter 199 of the Acts of the year 1877, relating to the settlement of probate accounts, ought not to pass.

Probate  
accounts.

Severally placed in the orders of the day for the afternoon; the question in each case being on the rejection of the bill.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the Senate Bill to amend chapter 88 of the General Statutes, relating to innholders and common victuallers, ought to pass.

Innholders and  
common  
victuallers.

By Mr. C. H. Hill of Boston, from the same committee, that the Senate Bill to amend chapter 48 of the General Statutes, relating to sewers and drains, ought to pass with an amendment.

Sewers and  
drains.

Severally placed in the orders of the day for this afternoon, for a second reading.

### *Orders of the Day.*

The Bill in relation to the formation of railroad corporations was read, and ordered to a third reading.

Orders of the  
day.

The Bill in addition to an act relating to the employment of children, and regulations respecting them, was read a third time, passed to be engrossed, and sent up for concurrence.

### *Special Assignment.*

At quarter-past ten Mr. Osgood of Salem called for the special assignment, being the Bill to secure the interests of the Commonwealth in the New-York and New-England Railroad; the question being on its rejection as recommended by the committee on Finance.

New-York and  
New-England  
Railroad.

After extended debate, and pending the question on rejection, the House

At 12.55 adjourned.

## AFTERNOON SESSION.

### *Order.*

On motion of Mr. Richards of Lynn, —

*Ordered,* That joint Rule 3 be suspended to enable the committee on Taxation to report in the House a Bill which was re-committed to that committee in the Senate.

Joint Rule 3.

Sent up for concurrence.

Hour of  
meeting.

The order offered by Mr. Hawkes of Lynn this morning, and laid over, relative to meeting at ten o'clock, A.M., on and after Thursday, was laid on the table on motion of Mr. Osgood of Salem.

*Report of a Committee.*

Mashpee.

By Mr. Stone of Newburyport, from the committee on Finance, on an order relative to appropriations, a Resolve providing for the payment of expenses incurred in connection with certain lands in the town of Mashpee. Read, and ordered to a second reading.

*Papers from the Senate.*

The "gag."

The report of the committee on Prisons, asking to be discharged from further consideration of the order relative to the use of the "gag" as a means of punishment in the penal and charitable institutions of the State, and recommending its reference to the committee on the Judiciary, came down for concurrence in the discharge of the committee. The House concurred, under suspension of the rule.

Fees of  
Justices.

A Bill concerning fees of special and trial justices in inquests, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

E. F. Stone.

A Bill to confirm the deed of Eben F. Stone as guardian of Nathaniel P. Smith, an insane person, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

Bills.

Bills:

Relating to the sale of real estate taken for taxes; and  
In relation to registration and elections in the city of Boston;

Came down severally passed to be engrossed by the Senate in concurrence, with amendments; which were severally referred, under the rule, to the committee on the Judiciary.

*Bill Enacted.*

Bill enacted.

An engrossed Bill relating to hawkers and peddlers (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

## Bills:

To amend chapter 88 of the General Statutes, relating to innholders and common victuallers; and

To amend chapter 48 of the General Statutes, relating to sewers and drains (amended as recommended by the committee on the Judiciary);

Were severally read, and ordered to a third reading.

The Bill in relation to the formation of railroad corporations was read a third time, passed to be engrossed, and sent up for concurrence.

The Senate Bill to amend chapter 199 of the Acts of the year 1877, relating to the settlement of probate accounts, was rejected, as recommended by the committee on Probate and Chancery; and notice thereof was sent to the Senate.

The Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations, was considered. The question on rejection, as recommended by the committee on the Judiciary, was negatived; and the bill was placed in the orders of the day for to-morrow, for a second reading.

The Bill to secure the interests of the Commonwealth in the New-York and New-England Railroad was further considered, the question being on its rejection. After an extended debate, Mr. Marsh of Quincy moved that the debate be closed at half-past three o'clock to-morrow, unless a vote be sooner reached, which was adopted. Mr. Wade of Newton then moved that further consideration of the matter be postponed until to-morrow, and that the bill be placed first in the orders of the day, which was also adopted.

At 4.50 adjourned.

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THURSDAY, May 2, 1878.

Met according to adjournment at 11 o'clock.

Prayer was offered by the Chaplain.

*Discharged from the Orders.*

On motion of Mr. Haskell of Gloucester the Bill con-

Orders of the  
day.

Public documents.

cerning the preparation, printing, and distribution of public documents, was discharged from the orders of the day, and laid on the table.

*Motion to Reconsider.*

Soldiers' Home.

On motion of Mr. Daly of Boston, his motion to reconsider the vote whereby the House accepted the report of the committee on Military Affairs, reference to the next General Court, on an order relative to the establishment of a Soldiers' Home, was taken from the table. No objection being made, the same gentleman withdrew the motion to reconsider; and the report was sent to the Senate for concurrence.

*Papers from the Senate.*

Militia.

A Bill to provide for the enrolment of the militia, for the organization of the volunteer militia, and for the public defence, reported on an order, and passed to be engrossed by the Senate, was read, and ordered to a second reading, under suspension of Rule 42.

Questions of law.

A Bill to extend the law enabling the courts to report questions of law for the determination of the Supreme Judicial Court, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Springfield, Athol, and North-eastern Railroad.

The House Bill to authorize the purchasers of the franchise of the Springfield, Athol, and North-eastern Railroad to organize a corporation, and operate the road, came down, passed to be engrossed in concurrence, with an amendment; in which the House concurred under suspension of the rule.

*Reports of Committees.*

Land damages.

By Mr. Osgood of Salem, from the committee on Railroads, inexpedient to legislate, on an order relative to amending chapter 372 of the Acts of the year 1874, to insure payment of damages for land taken in the construction of railroads.

Taxation of savings-banks deposits.

By Mr. Richards of Lynn, from the committee on Taxation (under a suspension of joint Rule No. 3), inexpedient to legislate, on an order (re-committed in the Senate) relative to exempting from taxation deposits in savings banks to the amount of real estate owned by them.

Boston registration.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the House should concur in the Senate

amendments to the House Bill in relation to registration and elections in the city of Boston.

Severally read, and placed in the orders of the day for the afternoon.

By Mr. Knowlton of Springfield, from the same committee, that the House should concur in the Senate amendment to the House Bill relating to the sale of real estate taken for taxes. Accepted under suspension of the rule; and the amendment was concurred in. Tax-sales.

By Mr. C. H. Hill of Boston, from the same committee, inexpedient to further legislate, on the petition of Samuel C. Cobb and others, for legislation to prevent fraudulent voting in elections and fraudulent registration of voters. Accepted under suspension of the rule. Boston registration.

By Mr. Thomas of Brookline, from the committee on Banks and Banking (under suspension of joint Rule No. 8), that the Bill (reported in the Senate on an order, and re-committed in that branch) for the exemption from taxation of deposits in savings banks invested in United States securities ought to pass. Savings-bank deposits in United-States bonds.

By Mr. Brackett of Boston, from the committee on Probate and Chancery, that the Senate Bill relating to the appointment and removal of guardians of minors ought to pass, with an amendment. Minors.

Severally placed in the orders of the day for the afternoon, for a second reading.

### *Orders of the Day.*

The Resolve providing for the payment of expenses incurred in connection with certain lands in the town of Mashpee was read, and ordered to a third reading. Orders of the day.

The Bill to amend chapter 48 of the General Statutes, relating to sewers and drains, was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in an amendment adopted by the House.

The Bill to secure the interests of the Commonwealth in the New-York and New-England Railroad was further considered, the question being on its rejection. Pending this question, Mr. Stone of Newburyport moved a suspension of Rule 78, that he might offer the following order:—

*Ordered,* That, before the question of rejection which is



now pending shall be taken, any amendments shall be in order which would be admissible if the question were on passing the bill to a third reading. On motion of Mr. Wade of Newton, the order was amended to read in the last clause "such amendments as shall be forthwith proposed shall be in order, provided they would be admissible if the question were on passing the bill to a third reading." The House refused to suspend the rule.

After extended debate, the House, on motion of Mr. Pillsbury of Boston, adjourned at eight minutes before one, for one hour, pending the question on the rejection of the bill.

#### AFTERNOON SESSION.

##### *Papers from the Senate.*

Mayo and  
Baker.

A Resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women (being a new draft of the House Resolve in favor of Amaziah Mayo and George G. Baker); and

Bills:

Fertilizers.

Concerning commercial fertilizers (reported on an order); and

State Prison  
guards.

To amend an act providing for an increase in the number of assistant guards employed at the State Prison (being a new draft of a House bill with a similar title);

Severally passed to be engrossed by the Senate, were read, and referred, under the rule, to the committee on Finance.

Plymouth  
courts.

The Bill to abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county, came down, passed to be engrossed in concurrence, with an amendment striking out all after the enacting clause, and inserting therefor the sections of the Bill to abolish the Third and Fourth District Courts of Plymouth, to enlarge the Second District Court of Plymouth, and to establish the District Court of Southern Plymouth; being the bill which was originally passed to be engrossed by the Senate. Placed in the orders of the day for to-morrow, under suspension of Rule 44.

*Resolves Passed.*

Engrossed resolves:

Resolves passed.

In favor of the Old South Association in Boston;

In favor of the Pilgrim Society of Plymouth;

(Which severally originated in the House of Representatives);

Were severally passed, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Hastings of Worcester, from the committee on Taxation (under a suspension of joint Rule No. 3), reference to the next General Court, on the Bill (re-committed in the Senate) relating to the exemption of dwelling-houses from taxation. Read, and placed in the orders of the day for to-morrow.

Taxation of dwelling-houses.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, on an order to examine and report whether any legislation is expedient in regard to savings banks, in part, a Bill relating to savings banks and the receivers thereof. Read, and ordered to a second reading.

Savings banks and receivers.

*Orders of the Day.*

The report of the committee on Railroads, inexpedient to legislate, on an order relative to amending chapter 372 of the Acts of the year 1874, to insure payment of damages for land taken in the construction of railroads, was accepted, and sent up for concurrence.

Orders of the day.

Bills:

Relating to the appointment and removal of guardians of minors (amended as recommended by the committee on Probate and Chancery); and

To re-organize the State Detective Force (amended on motion of Mr. Pillsbury of Boston);

Were severally read, and ordered to a third reading.

The Bill in relation to domicile for the purpose of taxation was considered, the question being on its rejection, as recommended by the committee on the Judiciary. After debate, on motion of Mr. Hyde of Boston the Bill was re-committed to the committee on Taxation.

The Bill relating to State charitable and reformatory institutions was, on motion of Mr. Baker, postponed for further consideration until to-morrow; the question being on concurring with the Senate in certain amendments.

The Bill to secure the interests of the Commonwealth in the New-York and New-England Railroad was further considered. At half-past three debate was closed, according to the vote of the House, and, on request of Mr. Hawkes of Lynn, the yeas and nays were ordered on the main question, which was on the rejection of the Bill as recommended by the committee on Finance. And, the roll being called, the bill was rejected, by a vote of 173 yeas to 56 nays, as follows:

## YEAS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Curtice, John W. |
| Allen, Charles H.           | Curtis, Orson B.         |
| Ames, James H.              | Cushing, Levi L., jun.   |
| Andrews, Israel W.          | Daly, Anthony C.         |
| Anthony, Job K.             | Davis, Charles A.        |
| Bancroft, Alonzo.           | Desmond, Cornelius.      |
| Barnes, Charles E.          | Doane, Abiathar.         |
| Barnes, Sidney.             | Doane, Freeman.          |
| Barrett, George V.          | Doherty, Daniel.         |
| Bartholomew, Elisha P.      | Dunham, Jarvis N.        |
| Bartlett, James E. T.       | Eager, Edward R.         |
| Beach, Theodore D.          | Ellis, W. Irving.        |
| Belcher, George C.          | Emery, Levi.             |
| Bent, Myron W.              | Emory, James W.          |
| Billings, Joseph.           | Everett, Noble W.        |
| Bird, Francis W.            | Fairbank, John B.        |
| Bliss, William B.           | Field, Lucius.           |
| Bonney, Henry C.            | Field, Ralph A.          |
| Brooks, William A.          | Fish, Isaiah.            |
| Brown, Luther J.            | Flood, John T.           |
| Burnett, Martin W.          | French, Gardner.         |
| Bush, Charles W.            | Galligan, John H.        |
| Byram, Charles R.           | Gardner, Nelson.         |
| Carberry, William H.        | Gilbert, Edwin.          |
| Carll, Francis.             | Gilman, Freeman L.       |
| Carroll, Lewis.             | Goulding, Frank P.       |
| Case, Charles A.            | Hale, Edwin B.           |
| Chamberlain, Alvin B.       | Hardy, Noah L.           |
| Chase, Charles H.           | Hart, John W.            |
| Clark, Leonard.             | Haskell, Edward H.       |
| Clough, Benjamin.           | Hastings, Thomas J.      |
| Cobb, Philander.            | Hathaway, Rawson.        |
| Coffin, Samuel.             | Hathaway, Thomas B.      |
| Cook, William H.            | Hawks, Alanson K.        |
| Cooke, Hiram N.             | Hayden, George F.        |
| Cornell, John.              | Hildreth, James, 2d.     |
| Cowdrey, George A.          | Hill, Clement H.         |

**Messrs. Hill, Hamilton A.**

Hooper, John H.  
 Howe, Simon H.  
 Howe, William.  
 Howes, Thomas P.  
 Hyde, Henry D.  
 Ingalls, Charles H.  
 Jackson, John.  
 Jager, Charles V.  
 Jennings, Andrew J.  
 Jones, Augustine.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Keyes, Patrick.  
 Kimball, Ensign.  
 Knowlton, Marcus P.  
 Leary, Frank D.  
 Lewis, John A.  
 Lincoln, George C.  
 Lovell, Andrew.  
 Lovell, John D.  
 Macomber, Pardon.  
 Macomber, William P.  
 Mahon, John.  
 Mahony, James T.  
 Manning, William.  
 Marden, Frederic A.  
 Marlor, John.  
 Marsh, Edwin W.  
 Marshall, George S.  
 Mellen, James H.  
 Merriam, Artemus.  
 Merritt, Amos W.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbridge G., jun.  
 Murphy, Patrick F.  
 Newton, John F.  
 Nickerson, Richard E.  
 Noble, Joseph G.  
 Norton, Eugene L.  
 Noyes, Chauncey O.  
 Nugent, James H.  
 Otis, John L.  
 Packard, Henry B.  
 Paddock, Henry.  
 Paige, Lucius R.  
 Parmenter, J. Sumner.  
 Partridge, David A.  
 Peck, William G.

**Messrs. Peirce, James P.**

Perry, Josiah.  
 Phillips, Benjamin A.  
 Pike, James D.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Price, George.  
 Pynchon, William.  
 Ranlett, Charles E.  
 Reed, William.  
 Reed, William, jun.  
 Rice, George W.  
 Richards, James H.  
 Richardson, Jesper.  
 Rinn, Michael.  
 Sanford, Baalis, jun.  
 Jargent, Edmund P.  
 Sargent, Lucius M.  
 Smith, Matthew.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Sprague, Leander.  
 Stackpole, Stephen A.  
 Stiles, Henry S.  
 Studley, Ezekiel R.  
 Swift, Van Rensselaer.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Underwood, Horace.  
 Wadsworth, Alexander.  
 Wales, Abijah T.  
 Walton, Solon.  
 Warren, Alonzo.  
 Washburn, John D.  
 Webster, Abel.  
 Wentworth, Samuel H.  
 White, Daniel N.  
 Whitehouse, Sydney F.  
 Whitmore, Charles S.  
 Wilcox, Henry M.  
 Wilder, Sydney.  
 Wilson, George A.  
 Winn, John.  
 Wood, Solon.  
 Wright, John H.  
 Wyman, Oliver B.

## NAYS.

|                        |                               |
|------------------------|-------------------------------|
| Messrs. Baker, John I. | Messrs. Moseley, Frederick P. |
| Beal, Melvin.          | Noyes, Charles J.             |
| Blanchard, William.    | Oakman, William C.            |
| Bolles, Matthew.       | O'Neil, Joseph H.             |
| Brackett, John Q. A.   | Osgood, Charles S.            |
| Brigham, George O.     | Paige, Calvin D.              |
| Chapin, Nahum.         | Pillsbury, Albert E.          |
| Coffin, Hiram B.       | Prescott, Charles J.          |
| Colburn, George F.     | Putnam, Henry W.              |
| Converse, Elisha S.    | Rand, Oliver J.               |
| Cornish, Israel C.     | Randall, David.               |
| Cunningham, Thomas.    | Read, William A.              |
| Davis, Robert L.       | Ricker, John W.               |
| Gargan, Francis.       | Robinson, William.            |
| Glines, Jacob T.       | Shortle, Henry.               |
| Greene, Thomas R.      | Stone, Eben F.                |
| Hawkes, Nathan M.      | Stuart, William J.            |
| Howe, Asa F.           | Taft, Zadok A.                |
| Humphrey, John.        | Tucker, Payson E.             |
| Jenkins, Edward J.     | Turner, John.                 |
| Johnson, Henry A.      | Wade, Levi C.                 |
| King, William S.       | Walsh, James L.               |
| Leighton, Edwin F.     | Webster, Edwin R.             |
| Locke, James L.        | Whitehead, Joseph.            |
| Lovell, Benjamin S.    | Wiggin, William H.            |
| Lowther, George W.     | Wilder, Henry H.              |
| McGibbons, Samuel S.   | Wiswell, Joseph.              |
| McPherson, Ebenezer M. | Wonson, Charles H.            |

Yeas, 173 ; nays, 56.

The Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations, was read a second time, and considered. Mr. Emery of Lawrence moved to amend the bill, pending which the orders of the day were laid on the table on motion of Mr. Noyes of Boston.

At 5.10 adjourned.

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FRIDAY, May 3, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

A communication was received from the justices of the

Supreme Judicial Court, relative to an order concerning the power of both branches of the legislature to originate money-bills. (See House Doc. No. 345.) Read, and referred to the committee on the Judiciary. Money-bills.

*Introduced on Leave.*

By Mr. Osgood of Salem, a Bill in relation to the Commonwealth's interest in the capital stock of the Boston and Albany Railroad Company. Read, referred, under suspension of the 20th joint Rule, to the committee on Railroads, and sent up for concurrence. Boston and Albany Railroad.

By Mr. Wilder of Lowell, a Resolve in relation to the Commonwealth's stock in the New-York and New-England Railroad. Read, and referred to the next General Court, the House refusing to suspend the 20th joint Rule. New-York and New-England Railroad.

By Mr. C. H. Hill of Boston, a Bill to amend chapter 70 of the General Statutes, relating to burials at public expense. Read, and referred to the committee on the Judiciary, under suspension of the 20th Joint Rule. Burials at public expense.

*Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Bill (on leave) to amend chapter 70 of the General Statutes, relating to burials at public expense, ought to pass. Ibid.

By the same gentleman, from the same committee, that the Senate Bill to extend the law enabling the courts to report questions of law for the determination of the Supreme Judicial Court, ought to pass. Law questions.

By Mr. Knowlton of Springfield, from the same committee, that the Senate Bill concerning fees of special and trial justices in inquests ought to pass. Fees of justices.

By Mr. Brown of Fitchburg, from the committee on Finance, that the Resolve authorizing the Governor and Council to make a settlement with Amariah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, ought to pass. Mayo and Baker.

Severally placed in the orders of the day for the afternoon, for a second reading.

By Mr. Stone of Newburyport, from the same committee, that the Senate Bill concerning commercial fertilizers ought not to pass. Placed in the orders of the day for the afternoon, the question being on its rejection. Fertilizers.

Borrowing  
money in antici-  
pation of the  
revenue.

By the same gentleman, from the same committee, on an order relative to appropriation bills, a Resolve authorizing the treasurer to borrow money in anticipation of the revenue. Read twice under suspension of the rule, and placed in the orders of the day for the afternoon, for a third reading.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on Taxation, reference to next General Court, on the Bill (on leave) relating to the exemption of dwelling-houses from taxation, was accepted, and sent up for concurrence.

The Bill relating to savings banks and the receivers thereof was read, and ordered to a third reading.

The Resolve providing for the payment of expenses incurred in connection with certain lands in the town of Mashpee was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relating to the appointment and removal of guardians of minors was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in an amendment adopted by the House.

The Senate amendments to the House Bill relating to State charitable and reformatory institutions were further considered, and, pending the question on concurring with the Senate, the House

At 1 o'clock adjourned.

AFTERNOON SESSION.

*Motion to Reconsider.*

New-York and  
New-England  
Railroad.

Mr. Wilder of Lowell moved to reconsider the vote whereby the House refused to suspend the 20th joint Rule, to allow the Resolve (on leave) in relation to the Commonwealth's stock in the New-York and New-England Railroad to be referred to the committee on Railroads. The motion was carried; but, after debate, the House again refused to suspend the rule.

*Introduced on Leave.*

By Mr. Osgood of Salem, a Bill to incorporate the Bos-

ton, Providence, and New-York Railroad Company. The same gentleman moved to suspend the 20th joint Rule, to allow the bill to be considered; which motion, on the further motion of Mr. Osgood, was placed in the orders of the day for Monday.

Boston, Providence, and New-York Railroad Company.

*Taken from the Files.*

On motion of Mr. Hawks of Shelburne the Bill to establish the boundaries of Fire District No. 1, in the town of Greenfield, was taken from the files of last year, and referred to the committee on the Judiciary.

Greenfield Fire District No. 1.

*Papers from the Senate.*

The House Bill to amend "An Act relating to elections" came down, passed to be engrossed in concurrence, with an amendment striking out all after the enacting clause, and inserting new sections printed in Senate Doc. No. 228. Referred to the committee on the Judiciary.

Elections.

The House Bill in addition to "An Act to incorporate the town of Mashpee" came down, passed to be engrossed in concurrence, with an amendment; which, under suspension of the rule, moved by Mr. Pillsbury of Boston, was placed in the orders of the day for Monday.

Mashpee.

The House Bill to amend an act entitled "An Act to establish a reformatory prison for women" came down, passed to be engrossed in concurrence, with an amendment striking out all after the enacting clause, and inserting the sections printed in Senate Doc. No. 225. Placed in the orders of the day for Monday.

Woman's Prison.

*Reports of Committees.*

By Mr. Ellis of Melrose, from the committee on Military Affairs, on an order, a Bill to provide additional pay to poor and indigent soldiers and sailors. Read, and referred, under the rule, to the committee on Finance.

Poor soldiers and sailors.

By Mr. Bird of Walpole, from the committee on Finance, that the Resolve directing the Adjutant-General to prepare an alphabetical index of the names of officers and soldiers from Massachusetts who rendered service in the war of the Rebellion (re-committed with instructions), ought to pass in a new draft, with the following title: "Resolve authorizing the revision and correction of the list of Massachusetts soldiers who served in the war of the Rebellion."

Index of soldiers.



Depositors in  
savings banks.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Bill (re-committed) relating to the rights of depositors in savings banks ought to pass in a new draft with the same title (Messrs. Walsh of Boston and Jennings of Fall River dissenting from the second section of the bill).

Severally read, and ordered to a second reading.

Boston Police  
Commission.

By Mr. Pillsbury of Boston, from the same committee, that the Senate Bill in relation to the police department of the city of Boston ought to pass (Mr. Walsh of Boston, of the committee, recommending the adoption of an amendment). Placed in the orders of the day for Monday, for a second reading.

The same gentleman, from the committee on the Close of the Session, stated, that, in the opinion of the committee, the legislature might be prorogued on Thursday next.

*Discharged from the Orders.*

Plymouth  
courts.

On motions of Mr. Mellen of Worcester the Bill to abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county, was discharged from the orders of the day, and postponed for further consideration until Monday, the question being on concurring in amendments adopted by the Senate.

*Bills Enacted, and a Resolve Passed.*

Bills enacted.

Engrossed bills :

Relating to the sale of real estate taken for taxes ;

Requiring certain reports and estimates of expense from the manager of the Troy and Greenfield Railroad and Hoosac Tunnel ; and

To authorize the purchasers of the franchise of the Springfield, Athol, and North eastern Railroad to organize a corporation, and operate the road ;

(Which severally originated in the House of Representatives) ;

Relating to payments for burial-purposes from the estates of deceased persons ; and

In relation to the venue of actions for the collection of taxes in the city of Boston ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve in favor of the State Primary School at Monson (which originated in the House of Representatives) was passed, signed, and sent to the Senate. Resolve passed.

*Orders of the Day.*

**Bills :**

Orders of the  
day.

Concerning fees of special and trial justices in inquests ;  
and

To extend the law enabling the courts to report questions of law for the determination of the Supreme Judicial Court ;

Were severally read, and ordered to a third reading.

A Resolve authorizing the treasurer to borrow money in anticipation of the revenue ; and a

Bill relating to savings banks and the receivers thereof ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 88 of the General Statutes, relating to innholders and common victuallers, was read a third time, amended on motion of Mr. Knowlton of Springfield, passed to be engrossed in concurrence as amended, and sent up for concurrence in the amendment.

The Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations, was further considered. The pending motion of Mr. Emery of Lawrence, to amend, was carried ; and the bill, as amended, was ordered to a third reading.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation deposits in savings banks to the amount of real estate owned by savings banks, was considered. Mr. H. A. Hill of Boston moved to amend by substituting a " Bill for the exemption from taxation of deposits in savings banks invested in real estate," which was carried ; and the bill was ordered to a second reading.

The House concurred in the Senate amendments to the House Bill in relation to registration and elections in the city of Boston.

The Senate amendments to the House Bill relating to State charitable and reformatory institutions were taken up. Mr. Washburn of Worcester moved that the House concur in those amendments. Mr. Jennings of Fall River

moved that the motion to concur be indefinitely postponed. Mr. Prescott of Boston objected that the motion to indefinitely postpone was not in order.

*Ruling of the Chair.*

The Chair said, The question before the House is *on concurring in the amendments to the bill adopted by the Senate*, or, more correctly stated, *on amending the bill in concurrence with the Senate*. It is well settled, on the ground of the courtesy between the two branches, and as a usage in all parliamentary practice so long established that it may be regarded as a parliamentary principle, that, in case of such amendments pending between the two branches, the only result allowable is, either to agree (in which case the bill is perfected and ready for enactment), or to disagree, and return the bill, with notice to that effect, to the amending branch; so that that branch may have opportunity, and exercise its right, to recede, and thereby still secure the final possibility of the perfection of the bill. It is not open to either branch by indefinite postponement to refuse to consider the matter at all in conjunction with the other branch, and to deny it an opportunity to recede or suggest a conference. While, therefore, this motion to amend in concurrence, being a motion to amend, is technically, perhaps, a subsidiary motion; and while, therefore, the general rule is, that other subsidiary motions (except the motion to amend) cannot be applied to it: yet, coming into the House in a somewhat independent shape, and so far disconnected from the main bill that it alone, and not that, is under consideration, this general rule is necessarily, and for the facilitation of business, so far relaxed or modified as to permit those of the subsidiary motions to be applied to the motion to amend in concurrence, which will facilitate its consideration and transit, — such, for instance, as the motion to lay on the table for a while, to postpone to a convenient and seasonable time for action, to commit, or the previous question, — but not those subsidiary motions the adoption of which would defeat that fundamental parliamentary principle before named, which underlies the conduct of amendments between the two branches, and which requires an ultimate agreement or disagreement, but which does not permit the amendments in dispute to be blotted, by an indefinite postponement, out of existence, while the bill itself, otherwise agreed to by both Houses, is left suspended between them in mid-air.

The authorities are clear. Cushing in his larger work (section 2236) says, "The consideration of a particular amendment [between the two branches] may be postponed; or an amendment may be committed, or the debate upon it adjourned: but, whatever immediate proceedings take place, the result is, that the House agrees or disagrees, or agrees with an amendment or amendments to each of the amendments of the other House."

So "Warrington," sections 134 *et seq.*, especially section 137: "A bill returned with notice of disagreement is taken up; and the question then is, whether the branch whose amendment is disagreed to will recede or insist. If it recede, there is an end: if it insist, it will notify the other branch. In this condition the bill cannot be postponed or laid upon the table, except with the purpose of ultimately taking it up again, and returning it to the branch which has amended it, which has a right in the bill, — the right, that is to say, to have it passed, and to recede from its action, if necessary for that purpose. There is, however, a limitation to this principle. *When an amendment sent down by one branch to the other invades the privileges of the branch whose bill is amended*, the bill may be laid aside, or postponed indefinitely." The exception proves the rule.

The motion, therefore, of the member from Fall River, to indefinitely postpone the motion to concur in the amendments of the Senate, if regarded sharply as the motion to indefinitely postpone, and thereby remove the question from the consideration or action of the House, is not in order. If it be, however, simply intended as a method of expressing the disagreement of the House from the amendments of the Senate, then, of course, it is equivalent to a motion to non-concur, which is not objectionable, except that, a motion to concur having been made, it must be put first, as that motion parliamentarily takes precedence, which tends to bring the two branches together.

Mr. Baker of Beverly moved two amendments to the Senate amendments, — one of which was adopted, and the other rejected. The House then refused to concur in the Senate amendments, by a vote of 70 to 93; and the bill was returned to the Senate indorsed accordingly.

The Bill for the exemption from taxation of deposits in savings banks invested in United States securities was read a second time and considered. The bill was then ordered to a third reading, by a vote of 46 to 29. Mr.

Boston, Providence, and New-York Railroad Company.

On motions of Mr. Osgood of Salem the motion to suspend the 20th joint Rule, to allow the Bill (on leave), to incorporate the Boston, Providence, and New-York Railroad Company, to be considered, was discharged from the orders of the day, and postponed for consideration until to-morrow.

*Taken from the Table.*

Co-operative, etc., associations.

On motion of Mr. Hastings of Worcester the report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of co-operative saving fund and loan associations, was taken from the table. The same gentleman gave notice that he would move to amend by substituting a "Bill relating to the taxation of co-operative saving fund and loan associations," which was ordered to be printed; and, on further motion of Mr. Hastings, the report was placed last in the orders of the day for to-morrow.

*Orders of the Day.*

Orders of the day.

**Bills :**

To provide for the enrolment of the militia, for the organization of the volunteer militia, and for the public defence (amended on motions of Messrs. Pike of Merri-mac, Otis of Northampton, McGibbons of Lynn, Wade of Newton, and Hawkes of Lynn); and

To amend chapter 70 of the General Statutes, relating to burials at public expense;

Were severally read, and ordered to a third reading.

**Bills :**

To re-organize the State Detective Force (further amended, on motion of Mr. Hawkes of Lynn, by striking out the amendment adopted at the previous stage);

Concerning fees of special and trial justices in inquests; and

To extend the law enabling the courts to report questions of law for the determination of the Supreme Judicial Court;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill for the exemption from taxation of deposits in savings banks invested in United-States securities was further considered, and ordered to a third reading.

The Resolve authorizing the Governor and Council to make a settlement with Amariah Mayo and George G.

Baker, contractors for building the Reformatory Prison for Women, was read a second time. Mr. Clark of Springfield moved to amend by striking out all after the word "Resolved," and substituting certain words therefor; and, on his further motion, further consideration of the resolve was postponed until to-morrow.

The Resolve authorizing the revision and correction of the list of Massachusetts soldiers who served in the war of the Rebellion was read a second time. Mr. Hastings of Worcester moved to amend by adding a new resolve, which was ordered to be printed, and, on further motion of the same gentleman, further consideration of the matter was postponed until to-morrow.

The House non-concurred in the Senate amendments to the House bills:

To abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county; and

To amend an act entitled "An Act to establish a Reformatory Prison for Women;" and

Concurred in the Senate amendments to the Bill in addition to an act to incorporate the town of Mashpee.

Severally sent to the Senate indorsed accordingly.

The Bill in relation to the police department of the city of Boston was read a second time, and considered. Pending a motion of Mr. Walsh of Boston, to amend the bill by inserting a new section in place of section 12, providing for submitting the proposed act to the people of the city of Boston for acceptance or rejection, the orders of the day were laid on the table, on motion of Mr. Baker of Beverly.

At 5.20 adjourned.

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TUESDAY, May 7, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

On motion of Mr. Knowlton of Springfield, —

*Ordered*, That the Honorable Speaker of this House, and

Money-bills.

two others whom he shall appoint, be a committee to confer with the Honorable Senate, or any committee thereof, regarding the communication received from the Honorable Justices of the Supreme Judicial Court relating to the question now before them, upon which their opinion has been asked by this House, and to take such further action as they shall deem best regarding the matter.

The Speaker appointed Messrs. Stone of Newburyport and C. H. Hill of Boston as the committee.

Ibid.

The order offered yesterday by Mr. C. H. Hill of Boston, and laid over, relative to the appointment of a committee to sit after adjournment, to take action regarding the communication from the Supreme Judicial Court concerning money-bills, was, on motion of the same gentleman, laid on the table.

Hour of meeting.

The order offered yesterday by Mr. Bird of Walpole, and laid over, relative to morning sessions, was withdrawn, no objection being made.

*Taken from the Table.*

Ibid.

On motion of Mr. Hawkes of Lynn the order relative to morning sessions at ten o'clock was taken from the table, amended on his further motion to read as follows, and adopted: —

*Ordered,* That on and after Wednesday, May 8, the morning sessions of the House shall begin at ten o'clock until otherwise ordered.

*Papers from the Senate.*

Woman's Prison.

The Bill to amend an act entitled "An Act to establish a Reformatory Prison for Women," passed to be engrossed by the Senate, with an amendment in which the House non-concurred, came down with the indorsement that the Senate insisted. On motion of Mr. C. H. Hill of Boston the House insisted on its non-concurrence, and asked for a committee of conference; and Messrs. Wade of Newton, Pillsbury and Wentworth of Boston, were appointed on its part.

Sent up for concurrence.

Brookline drains and sewers.

Notice was received from the Senate, that the House Bill relating to main drains and common sewers in the town of Brookline had been rejected by that branch.



*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the House should concur in the Senate amendments to the Bill to amend an act relating to elections. Read, and accepted, under suspension of the rule; and the bill was returned to the Senate indorsed accordingly. Elections.

By Mr. Wilson of Boston, from the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Mechanics' Savings Bank. Read, accepted, under suspension of the rule, and sent up for concurrence. Mechanics' Savings Bank.

By Mr. Osgood of Salem, that the Bill (on leave) in relation to the Commonwealth's interest in the capital stock of the Boston and Albany Railroad ought to pass. Placed in the orders of the day for the afternoon, for a second reading. Stock of State in Boston and Albany Railroad.

*Orders of the Day.*

The Bill to amend an act providing for an increase in the number of assistant guards employed at the State Prison was read a second time, amended as recommended by the committee on Finance, and placed in the orders of the day for the afternoon, for a third reading, under Rule 60. Orders of the day.

The Bill to amend chapter 70 of the General Statutes, relating to burials at public expense, was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the police department of the city of Boston was further considered. On motion of Mr. Moseley of Boston it was voted that debate be closed at quarter before one o'clock, unless a vote be sooner reached. Mr. Chapin of Boston moved, in further amendment, a substitute for section 12, providing for the submission of the proposed act to the city council of Boston.

The time for debate having expired, as ordered by the House, the vote was taken on the pending amendment moved by Mr. Walsh of Boston; and the yeas and nays were ordered on this question on his request. The roll being called, the amendment was rejected by a vote of 68 yeas to 125 nays, as follows:—

**YEAS.**

Messrs. Aldrich, Charles P.  
Andrews, Israel W.

Messrs. Baker, John I.  
Bartholomew, Elisha P.



Money-bills.

two others whom he shall appoint, be a committee to confer with the Honorable Senate, or any committee thereof, regarding the communication received from the Honorable Justices of the Supreme Judicial Court relating to the question now before them, upon which their opinion has been asked by this House, and to take such further action as they shall deem best regarding the matter.

The Speaker appointed Messrs. Stone of Newburyport and C. H. Hill of Boston as the committee.

Ibid.

The order offered yesterday by Mr. C. H. Hill of Boston, and laid over, relative to the appointment of a committee to sit after adjournment, to take action regarding the communication from the Supreme Judicial Court concerning money-bills, was, on motion of the same gentleman, laid on the table.

Hour of meeting.

The order offered yesterday by Mr. Bird of Walpole, and laid over, relative to morning sessions, was withdrawn, no objection being made.

*Taken from the Table.*

Ibid.

On motion of Mr. Hawkes of Lynn the order relative to morning sessions at ten o'clock was taken from the table, amended on his further motion to read as follows, and adopted: —

*Ordered,* That on and after Wednesday, May 8, the morning sessions of the House shall begin at ten o'clock until otherwise ordered.

*Papers from the Senate.*

Woman's Prison.

The Bill to amend an act entitled "An Act to establish a Reformatory Prison for Women," passed to be engrossed by the Senate, with an amendment in which the House non-concurred, came down with the indorsement that the Senate insisted. On motion of Mr. C. H. Hill of Boston the House insisted on its non-concurrence, and asked for a committee of conference; and Messrs. Wade of Newton, Pillsbury and Wentworth of Boston, were appointed on its part.

Sent up for concurrence.

Brookline drains and sewers.

Notice was received from the Senate, that the House Bill relating to main drains and common sewers in the town of Brookline had been rejected by that branch.

*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the House should concur in the Senate amendments to the Bill to amend an act relating to elections. Read, and accepted, under suspension of the rule; and the bill was returned to the Senate indorsed accordingly. Elections.

By Mr. Wilson of Boston, from the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Mechanics' Savings Bank. Read, accepted, under suspension of the rule, and sent up for concurrence. Mechanics' Savings Bank.

By Mr. Osgood of Salem, that the Bill (on leave) in relation to the Commonwealth's interest in the capital stock of the Boston and Albany Railroad ought to pass. Placed in the orders of the day for the afternoon, for a second reading. Stock of State in Boston and Albany Railroad.

*Orders of the Day.*

The Bill to amend an act providing for an increase in the number of assistant guards employed at the State Prison was read a second time, amended as recommended by the committee on Finance, and placed in the orders of the day for the afternoon, for a third reading, under Rule 60. Orders of the day.

The Bill to amend chapter 70 of the General Statutes, relating to burials at public expense, was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the police department of the city of Boston was further considered. On motion of Mr. Moseley of Boston it was voted that debate be closed at quarter before one o'clock, unless a vote be sooner reached. Mr. Chapin of Boston moved, in further amendment, a substitute for section 12, providing for the submission of the proposed act to the city council of Boston.

The time for debate having expired, as ordered by the House, the vote was taken on the pending amendment moved by Mr. Walsh of Boston; and the yeas and nays were ordered on this question on his request. The roll being called, the amendment was rejected by a vote of 68 yeas to 125 nays, as follows:—

**YEAS.**

Messrs. Aldrich, Charles P.  
Andrews, Israel W.

Messrs. Baker, John I.  
Bartholomew, Elisha P.

Messrs. Beal, Melvin.  
 Bliss, William B.  
 Carberry, William H.  
 Carroll, Lewis.  
 Case, Charles A.  
 Cobb, Philander.  
 Cook, William H.  
 Cooke, Hiram N.  
 Cornish, Israel C.  
 Cowdrey, George A.  
 Curtis, Jason L.  
 Cushing, Levi L., jun.  
 Daly, Anthony C.  
 Davis, Charles A.  
 Desmond, Cornelius.  
 Doherty, Daniel.  
 Emery, Levi.  
 Emory, James W.  
 Flood, John T.  
 Galligan, John H.  
 Gargan Francis.  
 Gilman, Freeman L.  
 Hardy, Noah L.  
 Hathaway, Thomas B.  
 Hawkes, Nathan M.  
 Hildreth, James, 2d.  
 Ingalls, Charles H.  
 Jenkins, Edward J.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Keyes, Patrick.  
 Leary, Frank D.

Messrs. Leighton, Edwin F.  
 Lincoln, George C.  
 Mahon, John.  
 Manning, William.  
 Marden, Frederic A.  
 Mellen, James H.  
 Moore, Phillips.  
 Moors, Albert.  
 Murphy, Patrick F.  
 Norton, Eugene L.  
 Noyes, Chauncey O.  
 Nugent, James H.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Packard, Henry B.  
 Phillips, Benjamin A.  
 Putnam, Henry W.  
 Read, William A.  
 Ricker, John W.  
 Rinn, Michael.  
 Shea, John B.  
 Stuart, William J.  
 Swift, Van Rensselaer.  
 Walsh, James L.  
 Webster, Abel.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 Whitehouse, Sydney F.  
 Wilson, George A.  
 Wonson, Charles H.  
 Wood, Solon.  
 Wright, John H.

## NAYS.

Messrs. Allen, Charles H.  
 Ames, James H.  
 Anthony, Job K.  
 Baker, George M.  
 Bancroft, Alonzo.  
 Barnes, Charles E.  
 Barrett, George V.  
 Bartlett, James E. T.  
 Belcher, George C.  
 Blanchard, William.  
 Bolles, Matthew.  
 Bonney, Henry C.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brooks, William A.

Messrs. Burnett, Martin W.  
 Bush, Charles W.  
 Chamberlain, Alvin B.  
 Chapin, Nahum.  
 Clark, Leonard.  
 Clough, Benjamin.  
 Coffin, Samuel.  
 Colburn, George F.  
 Converse, Elisha S.  
 Cornell, John.  
 Cunningham, Thomas.  
 Curtice, John W.  
 Curtis, Orson B.  
 Doane, Abiathar.  
 Ellis, W. Irving.

Messrs. Everett, Noble W.  
 Field, Ralph A.  
 Fish, Isaiah.  
 French, Gardner.  
 Gardner, Nelson.  
 Gilbert, Edwin.  
 Glines, Jacob T.  
 Greene, Thomas R.  
 Hale, Edwin B.  
 Hart, John W.  
 Haskell, Edward H.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hawks, Alanson K.  
 Hill, Clement H.  
 Hill, Hamilton A.  
 Howe, Asa F.  
 Howe, Simon H.  
 Howe, William.  
 Howes, Thomas P.  
 Humphrey, John.  
 Hutchinson, Eben.  
 Johnson, Henry A.  
 Jones, Augustine.  
 Kimball, Ensign.  
 King, William S.  
 Knowlton, Marcus P.  
 Locke, James L.  
 Lovell, Andrew.  
 Lovell, John D.  
 Lowther, George W.  
 Macomber, Pardon.  
 Macomber, William P.  
 Marsh, Edwin W.  
 McPherson, Eben. M.  
 Merriam, Artemus.  
 Merritt, Amos W.  
 Morton, Elbridge G., jun.  
 Moseley, Frederick P.  
 Newton, John F.  
 Nickerson, Richard E.  
 Noble, Joseph G.  
 Noyes, Charles J.  
 Oakman, William C.  
 Paddock, Henry.  
 Paige, Calvin D.  
 Paige, Lucius R.  
 Parmenter, J. Sumner.

Messrs. Partridge, David A.  
 Peck, William G.  
 Peirce, James P.  
 Perry, Josiah.  
 Pike, James D.  
 Pillsbury, Albert E.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Prescott, Charles J.  
 Price, George.  
 Pynchon, William.  
 Rand, Oliver J.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, William.  
 Richards, James H.  
 Richardson, Jesper.  
 Robinson, William.  
 Sanford, Baalis, jun.  
 Sargent, Edmund P.  
 Sargent, Lucius M.  
 Shortle, Henry.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Stackpole, Stephen A.  
 Stiles, Henry S.  
 Stone, Eben F.  
 Studley, Ezekiel R.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Tilton, John W.  
 Tucker, Payson E.  
 Underwood, Horace.  
 Wadsworth, Alexander.  
 Walton, Solon.  
 Warren, Alonzo.  
 Washburn, John D.  
 Whitmore, Charles S.  
 Wiggin, William H.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Wiswell, Joseph.  
 Wyman, Oliver B.

Yeas, 68 ; nays, 125.

On the amendment moved by Mr. Chapin of Boston the yeas and nays were ordered, on request of Mr. Read of Lowell; and, the roll being called, the amendment was rejected by a vote of 66 yeas to 115 nays, as follows:—

## YEAS.

|                             |                         |
|-----------------------------|-------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Leary, Frank D. |
| Andrews, Israel W.          | Leighton, Edwin F.      |
| Baker, John I.              | Lincoln, George C.      |
| Bartholomew, Elisha P.      | Locke, James L.         |
| Carberry, William H.        | Mahon, John.            |
| Carroll, Lewis.             | Marden, Frederic A.     |
| Case, Charles A.            | Mellen, James H.        |
| Chapin, Nahum.              | Moore, Phillips.        |
| Cobb, Philander.            | Moors, Albert.          |
| Converse, Elisha S.         | Murphy, Patrick F.      |
| Cook, William H.            | Norton, Eugene L.       |
| Cooke, Hiram N.             | Noyes, Charles J.       |
| Cornish, Israel C.          | Nugent, James H.        |
| Cowdrey, George A.          | O'Neil, Joseph H.       |
| Curtis, Jason L.            | Osgood, Charles S.      |
| Daly, Anthony C.            | Packard, Henry B.       |
| Davis, Charles A.           | Phillips, Benjamin A.   |
| Desmond, Cornelius.         | Putnam, Henry W.        |
| Doherty, Daniel.            | Read, William A.        |
| Emery, Levi.                | Rinn, Michael.          |
| Emory, James W.             | Shea, John B.           |
| Flood, John T.              | Stuart, William J.      |
| Galligan, John H.           | Swift, Van Rensselaer.  |
| Gargan, Francis.            | Walsh, James L.         |
| Gilman, Freeman L.          | Webster, Abel.          |
| Hardy, Noah L.              | Webster, Edwin R.       |
| Haskell, Edward H.          | Wentworth, Samuel H.    |
| Hathaway, Thomas B.         | Whitehouse, Sydney F.   |
| Hildreth, James, 2d.        | Wilder, Henry H.        |
| Jenkins, Edward J.          | Wilson, George A.       |
| Kelley, Joseph J.           | Wonson, Charles H.      |
| Kelly, Jarvis P.            | Wood, Solon.            |
| Keyes, Patrick.             | Wright, John H.         |

## NAYS.

|                           |                            |
|---------------------------|----------------------------|
| Messrs. Allen, Charles H. | Messrs. Belcher, George C. |
| Ames, James H.            | Blanchard, William.        |
| Anthony, Job K.           | Bolles, Matthew.           |
| Baker, George M.          | Bonney, Henry C.           |
| Bancroft, Alonzo.         | Brackett, John Q. A.       |
| Barnes, Charles E.        | Brigham, George O.         |
| Barrett, George V.        | Brooks, William A.         |
| Bartlett, James E. T.     | Brown, Luther J.           |

|  |   |
|--|---|
| <p><b>Messrs.</b> Burnett, Martin W.<br/>         Bush, Charles W.<br/>         Chamberlain, Alvin B.<br/>         Clark, Leonard.<br/>         Clough, Benjamin.<br/>         Coffin, Samuel.<br/>         Colburn, George F.<br/>         Cornell, John.<br/>         Cunningham, Thomas.<br/>         Curtice, John W.<br/>         Curtis, Orson B.<br/>         Doane, Abiathar.<br/>         Eager, Edward R.<br/>         Ellis, W. Irving.<br/>         Everett, Noble W.<br/>         Field, Ralph A.<br/>         Fish, Isaiah.<br/>         French, Gardner.<br/>         Gardner, Nelson.<br/>         Gilbert, Edwin.<br/>         Glines, Jacob T.<br/>         Greene, Thomas R.<br/>         Hale, Edwin B.<br/>         Hastings, Thomas J.<br/>         Hathaway, Rawson.<br/>         Hawks, Alanson K.<br/>         Hill, Clement H.<br/>         Hill, Hamilton A.<br/>         Howe, Asa F.<br/>         Howe, Simon H.<br/>         Howe, William.<br/>         Howes, Thomas P.<br/>         Humphrey, John.<br/>         Hutchinson, Eben.<br/>         Johnson, Henry A.<br/>         Kimball, Ensign.<br/>         King, William S.<br/>         Knowlton, Marcus P.<br/>         Lovell, Andrew.<br/>         Lovell, John D.<br/>         Lowther, George W.<br/>         Macomber, Pardon.<br/>         Macomber, William P.<br/>         Marsh, Edwin W.<br/>         McPherson, Eben. M.<br/>         Merriam, Artemus.<br/>         Merritt, Amos W.<br/>         Morton, Elbridge G., jun.<br/>         Moseley, Frederick P.<br/>         Newton, John F.</p> | <p><b>Messrs.</b> Nickerson, Richard E.<br/>         Noble, Joseph G.<br/>         Oakman, William C.<br/>         Paddock, Henry.<br/>         Paige, Calvin D.<br/>         Paige, Lucius R.<br/>         Parmenter, J. Sumner.<br/>         Partridge, David A.<br/>         Peck, William G.<br/>         Peirce, James P.<br/>         Perry, Josiah.<br/>         Pike, James D.<br/>         Pillsbury, Albert E.<br/>         Potter, Timothy D.<br/>         Powers, Henry W.<br/>         Prescott, Charles J.<br/>         Price, George.<br/>         Pynchon, William.<br/>         Rand, Oliver J.<br/>         Randall, David.<br/>         Ranlett, Charles E.<br/>         Reed, William.<br/>         Richardson, Jesper.<br/>         Robinson, William.<br/>         Sanford, Baalis, jun.<br/>         Sargent, Edmund P.<br/>         Sargent, Lucius M.<br/>         Smyth, William A. S.<br/>         Soule, Rufus A.<br/>         Spaulding, Pliny F.<br/>         Spaulding, Timothy G.<br/>         Stackpole, Stephen A.<br/>         Stiles, Henry S.<br/>         Studley, Ezekiel R.<br/>         Taft, Zadok A.<br/>         Thomas, Edward I.<br/>         Thompson, Leon'd, jun.<br/>         Thurston, Charles F.<br/>         Tilton, John W.<br/>         Tucker, Payson E.<br/>         Underwood, Horace.<br/>         Wadsworth, Alexander.<br/>         Walton, Solon.<br/>         Warren, Alonzo.<br/>         Whitmore, Charles S.<br/>         Wiggin, William H.<br/>         Wilder, Sydney.<br/>         Wiswell, Joseph.<br/>         Wyman, Oliver B.</p> |
|--|---|

Yeas, 66 ; nays, 115.

On both of these questions Messrs. Dunham of Pittsfield, Byram of Boston, McGibbons of Lynn, and Bird of Walpole, who would have voted in the affirmative, were announced as paired respectively with Messrs. White of Holbrook, Hayden of Weymouth, Eager of Canton, and Jennings of Fall River, who would have voted in the negative. On the question last named Mr. Hawkes of Lynn, who would have voted in the affirmative, was announced as paired with Mr. Jones of Lynn, who would have voted in the negative.

The bill was then ordered to a third reading.

At 1.25 adjourned till 2.25 P.M.

#### AFTERNOON SESSION.

Met at 2.25, according to adjournment.

#### *Papers from the Senate.*

Married women.

The House Bill to better secure the rights of married women came down from the Senate, passed to be engrossed in concurrence, with an amendment, in which the House non-concurred under suspension of the rule. The bill was sent to the Senate indorsed accordingly.

Plymouth courts.

The Bill to abolish the Second and Third District Courts of Plymouth, and to establish a new district court in said county, passed to be engrossed by the Senate, with an amendment in which the House non-concurred, came down, with the indorsement that the Senate insisted. The House insisted on its non-concurrence, and asked for a committee of conference; and Messrs. Cobb of Kingston, Bird of Walpole, and Jennings of Fall River, were appointed on its part.

Sent up for concurrence.

#### *Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills:

To amend chapter 48 of the General Statutes, relating to sewers and drains; and

To revise the charter of the city of Fall River;

(Which severally originated in the House of Representatives);

Relating to the appointment and removal of guardians of minors; and

To extend the law enabling the courts to report questions of law for the determination of the Supreme Judicial Court;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

In relation to the new State Prison at Concord;

Resolves  
passed.

To provide for the erection of a fence at the State camp-ground at Framingham;

To provide for the repairs of buildings at the State camp-ground at Framingham and at the arsenal-grounds at Cambridge;

Providing for the expense of enforcing the provisions of law in relation to Green-Harbor Marsh in Marshfield;

Relating to the Reformatory Prison for Women; and

To provide for the purchase of knapsacks for issue to the militia;

(Which severally originated in the House of Representatives);

Were severally passed, signed, and sent to the Senate.

#### *Reconsideration.*

Mr. Bird of Walpole moved to suspend the rule, and reconsider the vote whereby the House concurred in the Senate amendments to the Bill in addition to "An Act to incorporate the town of Mashpee," which was adopted. Pending the recurring question on concurrence, the same gentleman further moved to concur, with an amendment, which was also adopted; and the bill was sent to the Senate for concurrence in the House amendment.

Mashpee.

#### *Introduced on Leave.*

By Mr. King of Boston, a Resolve concerning the old State Prison buildings and land. Read and considered, under suspension of the 20th joint Rule, and placed in the orders of the day for to-morrow, for a second reading under suspension of House Rule 45.

Old State  
Prison.

#### *Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the Bill (on leave) to establish the boundaries of Fire District No. 1, in the town of Greenfield (taken from the files of last year), ought to pass.

Greenfield Fire  
District.



Placed in the orders of the day for to-morrow, for a second reading.

Highway  
damages.

By Mr. C. H. Hill of Boston, from the same committee, that the Senate Bill to limit the amount recoverable for damages or injury caused by defects of highways, townways, causeways, or bridges, ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

State House.

By Mr. Nugent of Boston, from the committee on the State House, on section 9 of chapter 5 of the General Statutes, a Resolve in relation to improvements and repairs of the State House. Read, and referred, under the rule, to the committee on Finance.

*Orders of the Day.*

Orders of the  
day.

The Bill in relation to the Commonwealth's interest in the capital stock of the Boston and Albany Railroad Company was read, and ordered to a third reading.

The Resolve authorizing the Governor and Council to make a settlement with Amariah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, was further considered. The pending motion of Mr. Clark of Springfield, to amend, prevailed; and the resolve as amended was ordered to a third reading.

The Resolve authorizing the revision and correction of the list of Massachusetts soldiers who served in the war of the Rebellion was further considered. The pending motion of Mr. Hastings of Worcester, to amend by adding a new resolve, was amended, on motion of Mr. Bird of Walpole, by substituting another resolve, which was adopted; and the resolve as amended was ordered to a third reading.

The Bill to amend an act providing for an increase in the number of assistant guards employed at the State Prison was further considered, and ordered to a third reading.

The Bill concerning commercial fertilizers was considered; and its rejection, as recommended by the committee on Finance, was negatived, and the bill was ordered to a second reading.

The motion of Mr. Osgood of Salem, to suspend the 20th joint Rule to allow the Bill (on leave) to incorporate the Boston, Providence, and New-York Railroad Company to

be considered, after debate, was lost; and the bill was referred to the next General Court.

The Bill relating to the rights of depositors in savings banks was read a second time, and considered. Mr. Paige of Cambridge moved to strike out section 2, which provided for a repeal of chapter 78 of the Acts of the year 1878, being the act commonly known as the "stay law;" and Mr. Noyes of Boston moved to amend by substituting a new section to be numbered section 2; pending which motions the orders of the day were laid on the table, and the House

At 5.10 adjourned.

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WEDNESDAY, May 8, 1878.

Met according to adjournment at ten o'clock.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Washburn of Worcester, the petition of the Main-street Methodist-Episcopal Church of Worcester, for change of its corporate name. Referred to the committee on the Judiciary, under suspension of the 20th joint Rule.

Main-street  
Methodist-  
Episcopal  
Church,  
Worcester.

*Discharged from the Orders.*

On motion of Mr. King of Boston the Resolve concerning the old State Prison buildings and land was discharged from the orders of the day. It was read a second time, and ordered to a third reading.

Old Prison.

*Bills Enacted.*

Engrossed bills:

Bills enacted.

To re-organize the State Detective Force;

Relating to the distribution of the annual income of the school fund, and to provide for reports by school committees; and

In relation to the formation of railroad corporations;  
(Which severally originated in the House of Representatives);

Concerning fees of special and trial-justices in inquests;  
and

To amend chapter 88 of the General Statutes, relating to innholders and common victuallers ;  
 (Which severally originated in the Senate) ;  
 Were severally passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the day.

**Bills :**

To establish the boundaries of Fire District No. 1, in the town of Greenfield ; and

Concerning commercial fertilizers (amended on motion of Mr. Stone of Newburyport) ;

Were severally read, and ordered to a third reading.

The Bill in relation to the Commonwealth's interest in the capital stock of the Boston and Albany Railroad Company was read a third time, passed to be engrossed, and sent up for concurrence.

The Resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women (its title having been amended, on motion of Mr. Knowlton of Springfield, to read "Resolve relative to the claim of Amaziah Mayo and George G. Baker for the construction of the Reformatory Prison for Women") ; and the

Bill to amend "An Act providing for an increase in the number of assistant guards employed at the State Prison ;"

Were severally read a third time, and passed to be engrossed in concurrence, and sent up for concurrence in the House amendments.

The Bill relating to the rights of depositors in savings banks was further considered. The amendment moved by Mr. Paige of Cambridge was adopted by a vote of 128 yeas and 42 nays, the yeas and nays being ordered on request of Mr. Pillsbury of Boston. The vote was as follows : —

**YEAS.**

Messrs. Aldrich, Charles P.  
 Andrews, Israel W.  
 Anthony, Job K.  
 Baker, John I.  
 Bancroft, Alonzo.  
 Barnes, Charles E.  
 Barnes, Sidney.  
 Beal, Melvin.

Messrs. Billings, Joseph.  
 Blanchard, William.  
 Bliss, William B.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Luther J.

**Messrs.** Burnett, Martin W.  
Carberry, William H.  
Carll, Francis.  
Case, Charles A.  
Chapin, Nahum.  
Clough, Benjamin.  
Cobb, Philander.  
Coffin, Samuel.  
Colburn, George F.  
Cook, William H.  
Cowdrey, George A.  
Cummings, John W.  
Curtice, John W.  
Curtis, Jason L.  
Curtis, Orson B.  
Daly, Anthony C.  
Davis, Charles A.  
Doane, Abiathar.  
Emery, Levi.  
Emory, James W.  
Everett, Noble W.  
Fish, Isaiah.  
Flood, John T.  
French, Gardner.  
Gardner, Nelson.  
Gargan, Francis.  
Gilbert, Edwin.  
Gilman, Freeman L.  
Greene, Thomas R.  
Hale, Edwin B.  
Haskell, Edward H.  
Hathaway, Rawson.  
Hawks, Alanson K.  
Hayden, George F.  
Hildreth, James, 2d.  
Howe, Simon H.  
Howe, William.  
Howes, Thomas P.  
Humphrey, John.  
Hutchinson, Eben.  
Jackson, John.  
Jennings, Andrew J.  
Kimball, Ensign.  
King, William S.  
Leighton, Edwin F.  
Lewis, John A.  
Lovell, Andrew.  
Lovell, John D.  
Lowther, George W.  
Macomber, Pardon.

**Messrs.** Macomber, William P.  
Mahon, John.  
Marden, Frederic A.  
Marsh, Edwin W.  
McGibbons, Samuel S.  
McPherson, Eben'r M.  
Merriam, Artemus.  
Morton, Elbr'ge G., jun.  
Murphy, Patrick F.  
Newton, John F.  
Nickerson, Richard E.  
Norton, Eugene L.  
Noyes, Charles J.  
Noyes, Chauncey O.  
Oakman, William C.  
Packard, Henry B.  
Paddock, Henry.  
Paige, Lucius R.  
Parmenter, J. Sumner.  
Partridge, David A.  
Perry, Josiah.  
Pike, James D.  
Potter, Timothy D.  
Powers, Henry W.  
Price, George.  
Pynchon, William.  
Rand, Oliver J.  
Ranlett, Charles E.  
Reed, William.  
Rice, George W.  
Richards, James H.  
Richardson, Jesper.  
Ricker, John W.  
Robinson, William.  
Sanford, Baalis, jun.  
Smith, Matthew.  
Smyth, William A. S.  
Spaulding, Pliny F.  
Stiles, Henry S.  
Stuart, William J.  
Studley, Ezekiel R.  
Swift, Van Rensselaer.  
Taft, Zadok A.  
Thomas, Edward I.  
Thurston, Charles F.  
Tilton, John W.  
Turner, John.  
Underwood, Horace  
Wadsworth, Alexander.  
Walsh, James L.

|                         |                            |
|-------------------------|----------------------------|
| Messrs. Warren, Alonzo. | Messrs. Wiggin, William H. |
| Webster, Abel.          | Wilder, Sydney.            |
| Wentworth, Samuel H.    | Wilson, George A.          |
| White, Newton.          | Wonson, Charles H.         |
| Whitehouse, Sydney F.   | Wood, Solon.               |
| Whitmore, Charles S.    | Wyman, Oliver B.           |

## NAYS.

|                        |                             |
|------------------------|-----------------------------|
| Messrs. Ames, James H. | Messrs. Knowlton, Marcus P. |
| Barrett, George V.     | Mellen, James H.            |
| Bird, Francis W.       | Merritt, Amos W.            |
| Bonney, Henry C.       | Moore, Phillips.            |
| Bush, Charles W.       | Moors, Albert.              |
| Chase, Charles H.      | Moseley, Frederick P.       |
| Cornish, Israel C.     | Noble, Joseph G.            |
| Cunningham, Thomas.    | Otis, John L.               |
| Doherty, Daniel.       | Peck, William G.            |
| Dunham, Jarvis N.      | Phillips, Benjamin A.       |
| Eager, Edward R.       | Pillsbury, Albert E.        |
| Fairbank, John B.      | Prescott, Charles J.        |
| Galligan, John H.      | Randall, David.             |
| Hardy, Noah L.         | Read, William A.            |
| Hathaway, Thomas B.    | Rinn, Michael.              |
| Hill, Clement H.       | Sargent, Lucius M.          |
| Hill, Hamilton A.      | Stone, Eben F.              |
| Johnson, Henry A.      | Wade, Levi C.               |
| Jones, Augustine.      | Walton, Solon.              |
| Kelley, Joseph J.      | Wiswell, Joseph.            |
| Keyes, Patrick.        | Wright, John H.             |

Yeas, 128 ; nays, 42.

The amendments moved by Messrs. Noyes of Boston, Kelley of Cambridge, and Thomas of Brookline, were rejected ; and the bill as amended was ordered to a third reading.

At 1 o'clock adjourned.

## AFTERNOON SESSION.

Met at two o'clock.

A message was received from the Governor, enclosing a communication from the trustees of the Lunatic Hospital at Danvers. (See House Doc. No. 357.) Read, and referred to the committee on Public Charitable Institutions.

Sent up for concurrence.

*Papers from the Senate.*

The House Bill to better secure the rights of married women, passed to be engrossed by the Senate, with an amendment in which the House non-concurred, came down, with the indorsement that the Senate insisted on its amendment. The House insisted on its non-concurrence, and asked for a committee of conference; and Messrs. Knowlton of Springfield, C. H. Hill of Boston, and Wilder of Lowell, were appointed on its part. Married women.

The Bill to amend "An Act providing for an increase in the number of assistant guards employed at the State Prison," passed to be engrossed by the House, with amendments, and sent up for concurrence, came down, with the indorsement that the Senate non-concurred. The House insisted on its amendments, and asked for a committee of conference; and Messrs. Bird of Walpole, Allen and Wentworth of Boston, were appointed on its part. Prison guards.

Severally sent up for concurrence.

*Discharged from the Orders.*

On motion of Mr. King of Boston the Resolve concerning the old State Prison buildings and land was discharged from the orders of the day. It was read a third time, amended on further motion of the same gentleman, passed to be engrossed as amended, and sent up for concurrence. Old Prison.

*Taken from the Table.*

On motions of Mr. Osgood of Salem the report of the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee appointed in 1877 to investigate the management and discipline of the State Workhouse at Bridgewater, was taken from the table, and placed in the orders of the day for to-morrow. State Workhouse.

On motion of Mr. King of Boston the report of the committee on Agriculture, on the order relative to the sale of the Agricultural Report for the year 1877, was taken from the table, accepted, and sent up for concurrence. Agricultural Report.

On motions of Mr. C. H. Hill of Boston, the order relative to the appointment of a committee to sit after adjournment to search for precedents as to the action of the House in respect to money-bills, was taken from the table, and indefinitely postponed. Money-bills.

*Reports of Committees.*

Money-bills.

By the Speaker, from the committee appointed to confer with the Honorable Senate regarding a communication relative to money-bills received from the justices of the Supreme Judicial Court, that the following order should be adopted:—

*Ordered,* That the opinions of the four justices of the Supreme Judicial Court, extended on the Senate Journal of 1781 under date of Feb. 23 of that year, be printed, together with the list, so far as collected by the assistant clerks of the two branches, of bills levying taxes and of bills appropriating money, which originated in the Senate; and that copies thereof be transmitted to the Honorable Justices of the Supreme Judicial Court. Read, and placed in the orders of the day for to-morrow.

Main-street  
Methodist-Epis-  
copal Church,  
Worcester.

By Mr Pillsbury of Boston, from the committee on the Judiciary, on a petition, a Bill to change the name of the Main-street Methodist-Episcopal Church of Worcester. Read, and ordered to a second reading.

*Orders of the Day.*Orders of the  
day.

The Bill for the exemption from taxation of deposits in savings banks invested in real estate was read a second time, amended, on motion of Mr. Richards of Lynn, by a vote of 54 to 46, and ordered to a third reading by a vote of 69 to 67.

Bills:

Relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations (reported by committee on Bills in Third Reading, as correctly drawn, but as unconstitutional);

For the exemption from taxation of deposits in savings banks invested in United-States securities; and

To establish the boundaries of Fire District No. 1, in the town of Greenfield;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to provide for the enrolment of the militia, for the organization of the volunteer militia, and for the public defence, was read a third time, amended on motions of Messrs. Ellis of Melrose, and Baker of Beverly, passed to be engrossed in concurrence as amended, and sent up for concurrence in the House amendments.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of co-operative saving fund and loan associations, was further considered. Mr. Hastings of Worcester moved to amend, by substituting a Bill relating to the taxation of co-operative saving fund and loan associations, which was adopted; and the bill was ordered to a second reading.

The Bill in relation to the police department of the city of Boston was read a third time, and considered. Mr. Baker of Beverly moved amendments, providing, among other things, for the appointment of the Board of Police Commissioners provided for in the bill, by the Governor and Council, instead of by the mayor and aldermen of the city of Boston. Mr. Knowlton of Springfield raised the point of order that the proposed amendments were not germane; which point the Chair ruled was not well taken, the original order on which the bill was reported broadly covering the whole question of amending the charter of the city of Boston, so far as its police department is concerned, and of transferring that department, without limitation of the extent or character of its transfer. Point of Order.

Pending the consideration of the bill and amendments, the House

At 5.10 adjourned.

THURSDAY, May 9, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Paper from the Senate.*

The resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, passed to be engrossed by the House, with amendments, and sent up for concurrence, came down, with the indorsement that the Senate non-concurred. The House insisted on its amendments, and asked for a committee of conference; and Messrs. Fairbank of Oakham, Dunham of Pittsfield, and Knowlton of Springfield, were appointed on its part. Mayo and Baker.

Sent up for concurrence.



*Reports of Committees.*

Money-bills.

By the Speaker, from the committee appointed to confer with the Honorable Senate regarding a communication relative to money-bills received from the justices of the Supreme Judicial Court, that the following order should be adopted:—

*Ordered,* That the opinions of the four justices of the Supreme Judicial Court, extended on the Senate Journal of 1781 under date of Feb. 23 of that year, be printed, together with the list, so far as collected by the assistant clerks of the two branches, of bills levying taxes and of bills appropriating money, which originated in the Senate; and that copies thereof be transmitted to the Honorable Justices of the Supreme Judicial Court. Read, and placed in the orders of the day for to-morrow.

Main-street  
Methodist-Epis-  
copal Church,  
Worcester.

By Mr Pillsbury of Boston, from the committee on the Judiciary, on a petition, a Bill to change the name of the Main-street Methodist-Episcopal Church of Worcester. Read, and ordered to a second reading.

*Orders of the Day.*Orders of the  
day.

The Bill for the exemption from taxation of deposits in savings banks invested in real estate was read a second time, amended, on motion of Mr. Richards of Lynn, by a vote of 54 to 46, and ordered to a third reading by a vote of 69 to 67.

Bills:

Relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations (reported by committee on Bills in Third Reading, as correctly drawn, but as unconstitutional);

For the exemption from taxation of deposits in savings banks invested in United-States securities; and

To establish the boundaries of Fire District No. 1, in the town of Greenfield;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to provide for the enrolment of the militia, for the organization of the volunteer militia, and for the public defence, was read a third time, amended on motions of Messrs. Ellis of Melrose, and Baker of Beverly, passed to be engrossed in concurrence as amended, and sent up for concurrence in the House amendments.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of co-operative saving fund and loan associations, was further considered. Mr. Hastings of Worcester moved to amend, by substituting a Bill relating to the taxation of co-operative saving fund and loan associations, which was adopted; and the bill was ordered to a second reading.

The Bill in relation to the police department of the city of Boston was read a third time, and considered. Mr. Baker of Beverly moved amendments, providing, among other things, for the appointment of the Board of Police Commissioners provided for in the bill, by the Governor and Council, instead of by the mayor and aldermen of the city of Boston. Mr. Knowlton of Springfield raised the point of order that the proposed amendments were not germane; which point the Chair ruled was not well taken, the original order on which the bill was reported broadly covering the whole question of amending the charter of the city of Boston, so far as its police department is concerned, and of transferring that department, without limitation of the extent or character of its transfer. Point of Order.

Pending the consideration of the bill and amendments, the House

At 5.10 adjourned.

THURSDAY, May 9, 1878.

Met according to adjournment.

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*Paper from the Senate.*

The resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, passed to be engrossed by the House, with amendments, and sent up for concurrence, came down, with the indorsement that the Senate non-concurred. The House insisted on its amendments, and asked for a committee of conference; and Messrs. Fairbank of Oakham, Dunham of Pittsfield, and Knowlton of Springfield, were appointed on its part. Mayo and Baker.

Sent up for concurrence.

*Reports of Committees.*

Register of  
probate, Suffolk  
County.

By Mr. Pillsbury of Boston, from the committee on the Judiciary, on an order, relative to the insolvent law, a Bill relating to clerical assistance of the register of probate and insolvency in the county of Suffolk.

Lowell and  
Lawrence  
Railroad.

By Mr. Wilder of Lowell, from the committee on Railroads, on a petition, a Bill in relation to the crossing of the tracks of the Boston and Maine Railroad by the Lowell and Lawrence Railroad Company, at South Lawrence.

Severally read, and ordered to a second reading.

*Orders of the Day.*

Orders of the  
day.

The report of the committee appointed to confer with the Senate regarding a communication relative to money-bills, that an order relative to furnishing said justices with the information desired should be adopted was accepted. The order was adopted, and sent up for concurrence.

The report of the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee appointed in 1877 to investigate the management and discipline of the State Workhouse at Bridgewater, was accepted, and sent up for concurrence.

Bills:

Relating to the taxation of co-operative saving fund and loan associations; and

To change the name of the Main-street Methodist-Episcopal Church of Worcester;

Were severally read, and ordered to a third reading.

A Bill relating to the rights of depositors in savings banks; and a

Resolve authorizing the revision and correction of the list of Massachusetts soldiers who served in the war of the Rebellion (amended on motion of Mr. Hastings of Worcester);

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill concerning commercial fertilizers was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in the amendments adopted by the House.

The Senate Bill to limit the amount recoverable for damages or injury caused by defects of highways, townways, causeways, or bridges, was considered. Its rejection.

recommended by the committee on the Judiciary, was negatived; and the bill was ordered to a second reading.

The Bill in relation to the police department of the city of Boston was further considered. Mr. Chapin of Boston moved an amendment providing for submitting the proposed act to the city council of the city of Boston. On this motion the yeas and nays were ordered on request of Mr. Marden of Boston; and, the roll being called, the amendment was rejected by a vote of 63 yeas to 110 nays, as follows:—

## YEAS.

**Messrs.** Aldrich, Charles P.  
Andrews, Israel W.  
Baker, John I.  
Beach, Theodore D.  
Bird, Francis W.  
Bliss, William B.  
Carberry, William H.  
Carroll, Lewis.  
Case, Charles A.  
Chapin, Nahum.  
Cobb, Philander.  
Converse, Elisha S.  
Cooke, Hiram N.  
Cornish, Israel C.  
Curtis, Jason L.  
Daly, Anthony C.  
Desmond, Cornelius.  
Doherty, Daniel.  
Dunham, Jarvis N.  
Emory, James W.  
Fairbank, John B.  
Flood, John T.  
Galligan, John H.  
Gargan, Francis.  
Haskell, Edward H.  
Hathaway, Thomas B.  
Hawkes, Nathan M.  
Hildreth, James, 2d.  
Jager, Charles V.  
Jenkins, Edward J.  
Kelley, Joseph J.  
Kelly, Jarvis P.

**Messrs.** Keyes, Patrick.  
Leary, Frank D.  
Leighton, Edwin F.  
Lincoln, George C.  
Locke, James L.  
Mahon, John.  
Mahony, James T.  
Marden, Frederic A.  
McGibbons, Samuel S.  
Mellen, James H.  
Moore, Phillips.  
Moors, Albert.  
Norton, Eugene L.  
Noyes, Charles J.  
Noyes, Chauncey O.  
Nugent, James H.  
O'Neil, Joseph H.  
Osgood, Charles S.  
Packard, Henry B.  
Phillips, Benjamin A.  
Putnam, Henry W.  
Read, William A.  
Stuart, William J.  
Swift, Van Rensselaer.  
Walsh, James L.  
Wentworth, Samuel H.  
Whitehouse, Sydney F.  
Wilder, Henry H.  
Wilson, George A.  
Wood, Solon.  
Wright, John H.

## NAYS.

**Messrs.** Allen, Charles H.  
Anthony, Job K.

**Messrs.** Baker, George M.  
Bancroft, Alonzo.

|                                   |                                  |
|-----------------------------------|----------------------------------|
| <b>Messrs.</b> Barnes, Charles E. | <b>Messrs.</b> Macomber, Pardon. |
| Barnes, Sidney.                   | Macomber, William P.             |
| Barrett, George V.                | Marsh, Edwin W.                  |
| Bartlett, James E. T.             | Marshall, George S.              |
| Belcher, George C.                | McPherson, Eben. M.              |
| Blanchard, William.               | Merriam, Artemus.                |
| Bolles, Matthew.                  | Merritt, Amos W.                 |
| Bonney, Henry C.                  | Morton, Elbr'ge G., jun.         |
| Brackett, John Q. A.              | Moseley, Frederick P.            |
| Brigham, George O.                | Newton, John F.                  |
| Brooks, William A.                | Nickerson, Richard E.            |
| Brown, Luther J.                  | Noble, Joseph G.                 |
| Burnett, Martin W.                | Oakman, William C.               |
| Bush, Charles W.                  | Otis, John L.                    |
| Clark, Leonard.                   | Paddock, Henry.                  |
| Clough, Benjamin.                 | Paige, Calvin D.                 |
| Coffin, Samuel.                   | Paige, Lucius R.                 |
| Colburn, George F.                | Parmenter, J. Sumner.            |
| Cornell, John.                    | Partridge, David A.              |
| Curtice, John W.                  | Peck, William G.                 |
| Curtis, Orson B.                  | Peirce, James P.                 |
| Davis, Charles A.                 | Pike, James D.                   |
| Doane, Abiathar.                  | Pillsbury, Albert E.             |
| Ellis, W. Irving.                 | Potter, Timothy D.               |
| Field, Ralph A.                   | Powers, Henry W.                 |
| Fish, Isaiah.                     | Prescott, Charles J.             |
| French, Gardner.                  | Pynchon, William.                |
| Gardner, Nelson.                  | Rand, Oliver J.                  |
| Gilbert, Edwin.                   | Randall, David.                  |
| Glines, Jacob T.                  | Ranlett, Charles E.              |
| Greene, Thomas R.                 | Reed, William.                   |
| Hale, Edwin B.                    | Ricker, John W.                  |
| Hart, John W.                     | Robinson, William.               |
| Hastings, Thomas J.               | Sargent, Lucius M.               |
| Hathaway, Rawson.                 | Shortle, Henry.                  |
| Hawks, Alanson K.                 | Smith, Matthew.                  |
| Hayden, George F.                 | Smyth, William A. S.             |
| Hill, Clement H.                  | Soule, Rufus A.                  |
| Hill, Hamilton A.                 | Spaulding, Pliny F.              |
| Howe, Asa F.                      | Stiles, Henry S.                 |
| Howe, Simon H.                    | Stone, Eben F.                   |
| Howes, Thomas P.                  | Studley, Ezekiel R.              |
| Humphrey, John.                   | Taft, Zadok A.                   |
| Johnson, Henry A.                 | Thompson, Leon'd, jun.           |
| Jones, Augustine.                 | Thurston, Charles F.             |
| Kimball, Ensign.                  | Turner, John.                    |
| King, William S.                  | Wadsworth, Alexander.            |
| Knowlton, Marcus P.               | Walton, Solon.                   |
| Lovell, Andrew.                   | Warren, Alonzo.                  |
| Lowther, George W.                | Washburn, John D.                |

|                        |                     |
|------------------------|---------------------|
| Messrs. White, Newton. | Messrs. Winn, John. |
| Whitmore, Charles S.   | Wiswell, Joseph.    |
| Wilder, Sydney.        | Wyman, Oliver B.    |

Yeas, 63 ; nays, 110.

An amendment, moved by Mr. Norton of Boston, was rejected, and on the main question the yeas and nays were ordered on request of Mr. Read of Lowell ; and, the roll being called, the bill was passed to be engrossed by a vote of 128 yeas to 56 nays, as follows : —

YEAS.

|                           |                          |
|---------------------------|--------------------------|
| Messrs. Allen, Charles H. | Messrs. Fish, Isaiah.    |
| Ames, James H.            | French, Gardner.         |
| Anthony, Job K.           | Gardner, Nelson.         |
| Baker, George M.          | Gilbert, Edwin.          |
| Baker, John I.            | Glines, Jacob T.         |
| Bancroft, Alonzo.         | Greene, Thomas R.        |
| Barnes, Charles E.        | Hale, Edwin B.           |
| Barnes, Sidney.           | Hart, John W.            |
| Barrett, George V.        | Haskell, Edward H.       |
| Bartlett, James E. T.     | Hastings, Thomas J.      |
| Beal, Melvin.             | Hathaway, Rawson.        |
| Belcher, George C.        | Hawks, Alanson K.        |
| Blanchard, William.       | Hayden, George F.        |
| Bolles, Matthew.          | Hildreth, James, 2d.     |
| Bonney, Henry C.          | Hill, Clement H.         |
| Brackett, John Q. A.      | Hill, Hamilton A.        |
| Brigham, George O.        | Howe, Asa F.             |
| Brooks, William A.        | Howe, Simon H.           |
| Brown, Luther J.          | Howes, Thomas P.         |
| Burnett, Martin W.        | Humphrey, John.          |
| Bush, Charles W.          | Johnson, Henry A.        |
| Chamberlain, Alvin B.     | Jones, Augustine.        |
| Clark, Leonard.           | Kimball, Ensign.         |
| Clough, Benjamin.         | King, William S.         |
| Coffin, Samuel.           | Knowlton, Marcus P.      |
| Colburn, George F.        | Locke, James L.          |
| Converse, Elisha S.       | Lovell, Andrew.          |
| Cornell, John.            | Lovell, John D.          |
| Cornish, Israel C.        | Lowther, George W.       |
| Curtice, John W.          | Macomber, Pardon.        |
| Curtis, Orson B.          | Macomber, William P.     |
| Doane, Abiathar.          | Marsh, Edwin W.          |
| Eager, Edward R.          | Marshall, George S.      |
| Ellis, W. Irving.         | McPherson, Eben. M.      |
| Fairbank, John B.         | Merriam, Artemus.        |
| Field, Lucius.            | Merritt, Amos W.         |
| Field, Ralph A.           | Morton, Elbr'ge G., jun. |

|                               |                            |
|-------------------------------|----------------------------|
| Messrs. Moseley, Frederick P. | Messrs. Robinson, William. |
| Newton, John F.               | Sargent, Lucius M.         |
| Nickerson, Richard E.         | Shortle, Henry.            |
| Noyes, Charles J.             | Smith, Matthew.            |
| Noyes, Chauncey O.            | Smyth, William A. S.       |
| Oakman, William C.            | Soule, Rufus A.            |
| Osgood, Charles S.            | Spaulding, Pliny F.        |
| Otis, John L.                 | Stiles, Henry S.           |
| Paddock, Henry.               | Studley, Ezekiel B.        |
| Paige, Calvin D.              | Taft, Zadok A.             |
| Paige, Lucius R.              | Thompson, Leon'd, jun.     |
| Parmenter, J. Sumner.         | Thurston, Charles F.       |
| Partridge, David A.           | Tilton, John W.            |
| Peck, William G.              | Underwood, Horace.         |
| Pike, James D.                | Wade, Levi C.              |
| Pillsbury, Albert E.          | Wadsworth, Alexander.      |
| Potter, Timothy D.            | Walton, Solon.             |
| Powers, Henry W.              | Warren, Alonzo.            |
| Prescott, Charles J.          | Washburn, John D.          |
| Pynchon, William.             | White, Newton.             |
| Rand, Oliver J.               | Whitehouse, Sydney F.      |
| Randall, David.               | Whitmore, Charles S.       |
| Ranlett, Charles E.           | Wiggin, William H.         |
| Reed, William.                | Wilder, Henry H.           |
| Reed, William, jun.           | Wilder, Sydney.            |
| Richards, James H.            | Wiswell, Joseph.           |
| Ricker, John W.               | Wyman, Oliver B.           |

## NAYS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Gargan, Francis. |
| Andrews, Israel W.          | Hathaway, Thomas B.      |
| Beach, Theodore D.          | Hawkes, Nathan M.        |
| Bird, Francis W.            | Ingalls, Charles H.      |
| Bliss, William B.           | Jackson, John.           |
| Carberry, William H.        | Jenkins, Edward J.       |
| Carroll, Lewis.             | Kelley, Joseph J.        |
| Case, Charles A.            | Kelly, Jarvis P.         |
| Chapin, Nahum.              | Keyes, Patrick.          |
| Cobb, Philander.            | Leary, Frank D.          |
| Cooke, Hiram N.             | Leighton, Edwin F.       |
| Curtis, Jason L.            | Lincoln, George C.       |
| Daly, Anthony C.            | Mahon, John.             |
| Davis, Charles A.           | Mahony, James T.         |
| Desmond, Cornelius.         | Marden, Frederic A.      |
| Doherty, Daniel.            | McGibbons, Samuel S.     |
| Dunham, Jarvis N.           | Mellen, James H.         |
| Emory, James W.             | Moore, Phillips.         |
| Flood, John T.              | Moors, Albert.           |
| Galligan, John H.           | Murphy, Patrick F.       |

|                           |                            |
|---------------------------|----------------------------|
| Messrs. Norton, Eugene L. | Messrs. Stuart, William J. |
| Nugent, James H.          | Swift, Van Rensselaer.     |
| O'Neil, Joseph H.         | Walsh, James L.            |
| Packard, Henry B.         | Webster, Edwin R.          |
| Phillips, Benjamin A.     | Wentworth, Samuel H.       |
| Putnam, Henry W.          | Wilson, George A.          |
| Read, William A.          | Wood, Solon.               |
| Rinn, Michael.            | Wright, John H.            |

Yeas, 128 ; nays, 56.

At 1 o'clock adjourned.

### AFTERNOON SESSION.

Met according to adjournment.

#### *Papers from the Senate.*

A Bill concerning trustee process, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Trustee process.

The House Bill in relation to the collection of taxes came down, passed to be engrossed in concurrence by the Senate, with certain amendments. Under suspension of the rule, moved by Mr. Wade of Newton, the House non-concurred in the Senate amendments, and asked for a committee of conference ; and Messrs. Wade, Knowlton of Springfield, and Chapin of Boston, were appointed on its part. Collection of taxes.

Sent up for concurrence.

On motion of Mr. Osgood of Salem it was voted, that, when the House adjourns, it be to meet at 11 o'clock tomorrow forenoon. Hour of meeting.

#### *Bills Enacted.*

Engrossed bills :

To authorize the town of West Springfield to borrow money for certain purposes ; Bills enacted.

To establish the Commonwealth's Flats Improvement Fund ; and

To amend an act relating to elections ;

(Which severally originated in the House of Representatives) ;

Were severally passed to be enacted, signed, and sent to the Senate.



*Reports of Committees.*

Trustee process.

By Mr. Knowlton of Springfield, from the committee on the Judiciary, that the Senate Bill concerning trustee process ought to pass.

Hoosac Tunnel and Troy and Greenfield Railroad.

By Mr. Cushing of Cambridge, from the committee on Finance, that the Bill making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel ought to pass with amendments.

Severally placed in the orders of the day for to-morrow, for a second reading.

Children.

By Mr. Osgood of Salem, from the committee of Conference, on the matter of difference between the two branches in regard to the Bill in addition to an act relating to the employment of children, and regulations respecting them, that the Senate should recede from its amendment, striking out the first three sections of the bill, and that said sections should be adopted in a form recommended by the committee; also that the House should concur in the Senate amendments to section 4. Accepted under suspension of the rule, and sent up for concurrence.

*Orders of the Day.*

Orders of the day.

Bills:

Relating to the clerical assistance of the register of probate and insolvency in the county of Suffolk;

In relation to the crossing of the tracks of the Boston and Maine Railroad by the Lowell and Lawrence Railroad Company, at South Lawrence; and

To limit the amount recoverable for damages or injury caused by defects of highways, townways, causeways, or bridges;

Were severally read, and ordered to a third reading.

Bills;

For the exemption from taxation of deposits in savings banks invested in real estate;

Relating to the taxation of co-operative saving fund and loan associations; and

To change the name of the Main-street Methodist-Episcopal Church of Worcester;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 2.50 adjourned until 11 o'clock to-morrow.

FRIDAY May 10, 1878.

Met according to adjournment at 11 o'clock.

Prayer was offered by the Rev. Dr. Mallalieu of Boston.

*An Engrossed Bill Amended.*

An engrossed Bill in addition to an act to incorporate the town of Mashpee (which originated in the House of Representatives) was considered. Mr. Pillsbury of Boston moved to suspend House Rule No. 51, that he might move an amendment to the bill; which motion was carried. An amendment moved by Mr. Pillsbury was then rejected, and an amendment moved by Mr. Daly of Boston was adopted. The bill as amended was then sent to the Senate for concurrence in the amendment.

Mashpee.

*Bills Enacted, and Resolve Passed.*

Engrossed bills:

Bills enacted.

To supply the city of Newburyport with water; and  
In relation to registration and elections in the city of Boston;

(Which severally originated in the House of Representatives);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve authorizing the treasurer to borrow money in anticipation of the revenue (which originated in the House of Representatives) was passed, signed, and sent to the Senate.

Resolve passed.

*Papers from the Senate.*

Bills:

Regulating the fees of officers in making attachments of personal property (being a new draft of the House Bill relating to the attachment of personal property); and

Fees of officers.

Relative to the compensation of county commissioners; Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

County Commissioners.

The House Bill in relation to the election of selectmen and assessors of towns came down from the Senate, passed to be engrossed in concurrence, with amendments, in which the House concurred under suspension of the rule.

Selectmen and assessors.

Registers of  
voters.

The House Bill to provide for the keeping of registers of voters in cities and towns came down, passed to be engrossed in concurrence, with amendments, which were referred, under the rule, to the committee on the Judiciary.

Plymouth  
courts.

The report of the committee of Conference on the matter of difference between the two branches in relation to the Bill to abolish the Second and Third District Courts of Plymouth and to establish a new district court in said county, that the committee have been unable to agree, and asking to be discharged from further consideration of the same, was read, and accepted, in concurrence, under suspension of the rule.

### *Reports of Committees.*

Greenfield pas-  
senger-station.

By Mr. Allen of Boston, from the committee on Finance, that the Bill relative to the establishment of a passenger-station in Greenfield, and re-imbursements for land damages in that town, ought not to pass. Placed in the orders of the day for this afternoon, the question being on the rejection of the bill.

North Adams  
passenger-  
station.

By Mr. Stone of Newburyport, from the same committee, that the Bill to provide for a union passenger-station at North Adams ought to pass, with an amendment. Placed in the orders of the day for this afternoon, for a second reading.

Greenfield  
freight-depot.

By Mr. Bird of Walpole, from the same committee, that the Bill to permit the establishment of a union freight-depot in Greenfield ought to pass in a new draft, with the following title: "Bill relating to the establishment of a union freight-station at Greenfield." Read, and ordered to a second reading.

Mayo and  
Baker.

By Mr. Fairbank of Oakham, from the committee of Conference on the matter of difference between the two branches relative to the Resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, that the committee have been unable to agree, and asking to be discharged from further consideration of the matter. The report was read and accepted, under suspension of the rule. On motion of Mr. Norton of Boston the House again insisted, and asked for a new committee of conference; and Messrs. Norton of Boston, Clark of Springfield, and Tucker of Boston, were appointed on its part.

Sent up for concurrence.

*Orders of the Day.*

The Bill making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel was read a second time, and considered. The first of the amendments recommended by the committee on Finance was rejected, and the second was adopted; and the bill as amended was ordered to a third reading.

Orders of the day.

The Bill concerning trustee process was read, and ordered to a third reading.

*Bills:*

Relating to the clerical assistance of the register of probate and insolvency in the county of Suffolk; and

In relation to the crossing of the tracks of the Boston and Maine Railroad by the Lowell and Lawrence Railroad Company, at South Lawrence;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to limit the amount recoverable for damages or injury caused by defects of highways, townways, causeways, or bridges, was read a third time, amended on motion of Mr. Hutchinson of Chelsea, passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

At 12.30 o'clock adjourned.

## AFTERNOON SESSION.

*Motion to Reconsider.*

Mr. Mellen of Worcester moved a reconsideration of the vote whereby the House this morning passed to be engrossed the Bill relating to the clerical assistance of the register of probate and insolvency in the county of Suffolk. On this question the yeas and nays were ordered on request of Mr. Mellen; and the motion was rejected by a vote of 63 yeas to 106 nays, as follows:—

Register of probate—Suffolk.

## YEAS.

Messrs. Andrews, Israel W.  
Baker, John I.  
Bancroft, Alonzo.  
Barnes, Charles E.

Messrs. Bartlett, James E. T.  
Beal, Melvin.  
Brigham, George O.  
Carberry, William H.

**Messrs. Carll, Francis.**

Carroll, Lewis.  
 Cobb, Philander.  
 Cowdrey, George A.  
 Cummings, John W.  
 Curtis, Jason L.  
 Desmond, Cornelius.  
 Emery, Levi.  
 Flood, John T.  
 French, Gardner.  
 Galligan, John H.  
 Gargan, Francis.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Hildreth, James, 2d.  
 Howe, Asa F.  
 Howes, Thomas P.  
 Ingalls, Charles H.  
 Jager, Charles V.  
 Kelley, Joseph J.  
 Keyes, Patrick.  
 Leary, Frank D.  
 Leighton, Edwin F.  
 Locke, James L.  
 Macomber, Pardon.  
 Mahon, John.

**Messrs. Marden, Frederic A.**

Marlor, John.  
 McGibbons, Samuel S.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Merritt, Amos W.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbr'ge G., jun.  
 Noyes, Chauncey O.  
 O'Neil, Joseph H.  
 Phillips, Benjamin A.  
 Powers, Henry W.  
 Putnam, Henry W.  
 Read, William A.  
 Rice, George W.  
 Richardson, Jesper.  
 Rinn, Michael.  
 Shea, John B.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Stuart, William J.  
 Studley, Ezekiel R.  
 Walton, Solon.  
 Wonson, Charles H.  
 Wood, Solon.  
 Wright, John H.

**NAYS.****Messrs. Ames, James H.**

Baker, George M.  
 Barrett, George V.  
 Bartholomew, Elisha P.  
 Beach, Theodore D.  
 Bent, Myron W.  
 Bird, Francis W.  
 Bliss, William B.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Brooks, William A.  
 Bush, Charles W.  
 Chamberlain, Alvin B.  
 Chapin, Nahum.  
 Chase, Charles H.  
 Clark, Leonard.  
 Clough, Benjamin.  
 Coffin, Samuel.  
 Colburn, George F.

**Messrs. Converse, Elisha S.**

Cook, William H.  
 Cooke, Hiram N.  
 Cornell, John.  
 Davis, Charles A.  
 Eager, Edward R.  
 Ellis, W. Irving.  
 Emory, James W.  
 Everett, Noble W.  
 Fairbank, John B.  
 Field, Ralph A.  
 Fish, Isaiah.  
 Gardner, Nelson.  
 Greene, Thomas R.  
 Hale, Edwin B.  
 Haskell, Edward H.  
 Hathaway, Thomas B.  
 Hawks, Alanson K.  
 Hill, Clement H.

**Messrs.** Hill, Hamilton A.  
 Howe, Simon H.  
 Howe, William.  
 Humphrey, John.  
 Hutchinson, Eben.  
 Hyde, Henry D.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 Jones, Augustine.  
 Kelly, Jarvis P.  
 King, William S.  
 Knowlton, Marcus P.  
 Lewis, John A.  
 Lovell, Andrew.  
 Lovell, John D.  
 Lowther, George W.  
 Manning, William.  
 Marsh, Edwin W.  
 Marshall, George S.  
 Moseley, Frederick P.  
 Nickerson, Richard E.  
 Oakman, William C.  
 Packard, Henry B.  
 Paddock, Henry.  
 Paige, Lucius R.  
 Partridge, David A.  
 Peck, William G.  
 Peirce, James P.  
 Pike, James D.  
 Pillsbury, Albert E.  
 Price, George.  
 Pyncheon, William,  
 Randall, David.  
 Ranlett, Charles E.

**Messrs.** Reed, William.  
 Reed, William, jun.  
 Ricker, John W.  
 Sanford, Baalis, jun.  
 Sargent, Lucius M.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Stackpole, Stephen A.  
 Stone, Eben F.  
 Swift, Van Rensselaer.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Tucker, Payson E.  
 Underwood, Horace.  
 Wadsworth, Alexander.  
 Wales, Abijah T.  
 Warren, Alonzo.  
 Webster, Abel.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 White, Newton.  
 Whitehead, Joseph.  
 Whitehouse, Sydney F.  
 Whitmore, Charles S.  
 Wiggin, William H.  
 Wilcox, Henry M.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Wilson, George A.  
 Winn, John.  
 Wiswell, Joseph.  
 Wyman, Oliver B.

Yeas, 63 ; nays, 106.

*Bills Enacted.*

**Engrossed bills :**

Relating to savings banks and receivers thereof (which originated in the House of Representatives) ; and

In relation to the police department of the city of Boston (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

**Bills enacted.**

*Paper from the Senate.*

The House order relative to opinions and precedents

## Money-bills.

concerning "money-bills" came down, adopted in concurrence, as taken into the following new draft: —

*Ordered*, That the opinions of the four justices of the Supreme Judicial Court, delivered in the Senate Feb. 22, 1781, and now in the archives of the Commonwealth, with the list of bills levying taxes, and bills and resolves appropriating money (which originated in the Senate between 1780 and 1790), together with the precedents extracted from the records of the General Court prior to 1780 (which lists and precedents have been collected under the direction of the Senate committee, to which a communication of the Honorable Justices of the Supreme Judicial Court was referred), be printed, and that copies thereof be transmitted to the justices.

Adopted in concurrence.

*Reports of Committees.*

## Fees of officers.

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill regulating the fees of officers in making attachments of personal property ought to pass, with an amendment, substituting a new section for section 1.

## County Commissioners.

By Mr. Knowlton of Springfield, from the same committee, that the Senate Bill relative to the compensation of county commissioners ought to pass.

Severally placed in the orders of the day for Monday, for a second reading.

## Police justices.

By Mr. Jennings of Fall River, from the same committee, on an order, a Bill relative to the compensation of the special justices of police courts. Read, and ordered to a second reading.

## Registers of voters.

By Mr. Pillsbury of Boston, from the same committee, to whom were referred the Senate amendments to the House Bill to provide for the keeping of registers of voters in cities and towns, that the House should concur in said amendments at [A] and [B], and in the amendment at [C], with an amendment. Read, and placed in the orders of the day for Monday.

## Domicile.

By Mr. Hyde of Boston, from the committee on Taxation, that the Bill in relation to domicile for the purpose of taxation ought not to pass. On motion of Mr. Hyde the bill was considered under suspension of the rule, and was refused a third reading.

By Mr. Pillsbury of Boston, from the committee of Conference on the matter of difference between the two branches in relation to the Bill relating to trustees and trust estates, that the House should recede from its amendment. Read, accepted under suspension of the rule, and sent up for concurrence.

Trustees and  
trust estates.

*Orders of the Day.*

The Bill concerning trustee process was read a third time, and passed to be engrossed in concurrence.

Orders of the  
day.

The Bill making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relating to the establishment of a union freight-station at Greenfield was read, and ordered to a third reading.

The Bill relative to the establishment of a passenger-station in Greenfield, and re-imbursements for land damages in that town, was considered. Its rejection as recommended by the committee on Finance was negatived, and the bill was ordered to a second reading. Subsequently, the orders of the day being disposed of, the bill was read a second and third times, and passed to be engrossed under suspension of the rules moved by Mr. Stone of Newburyport, and was sent up for concurrence.

The Bill to provide for a union passenger-station at North Adams was read a second time; and the pending amendment recommended by the committee on Finance was rejected. The bill was then ordered to a third reading. Subsequently, the orders of the day being disposed of, on motion of Mr. Stone of Newburyport, the rule was suspended, and the bill took its third reading, and was passed to be engrossed, and sent up for concurrence.

At 3.55 adjourned.

• \_\_\_\_\_  
MONDAY, May 13, 1878.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Sargent of Grafton, a member of the House.



Innholders and  
victuallers.

On motion of Mr. Colburn of Leominster it was voted that the Senate Bill to amend chapter 88 of the General Statutes, relating to innholders and common victuallers, be reprinted as a House document.

State charities.

An engrossed Bill relating to State charitable and reformatory institutions was, on motion by Mr. Bird of Walpole, placed first in the orders of the day for to-morrow, the question being on its enactment.

*Introduced on Leave.*

Tufts College.

By Mr. Cunningham of Somerville, a Resolve authorizing the issue of arms to Tufts College. Under suspension of the 20th joint Rule and certain rules of the House, moved by Mr. Cunningham, the resolve took its several readings at once, was passed to be engrossed, and sent up for concurrence.

Board of Health  
and Bureau of  
Statistics.

By Mr. Lovell of Worcester, a Resolve relative to the distribution of certain reports. Under suspension of the 20th joint Rule and certain House rules, moved by Mr. Osgood of Salem, the resolve took its several readings at once, was passed to be engrossed, and sent up for concurrence.

*Paper from the Senate.*

Costs before  
certain courts.

A Bill relative to costs before district, municipal, and police courts and trial-justices, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

*Bills Enacted.*

Bills enacted.

Engrossed bills :  
Concerning commercial fertilizers ; and  
To limit the amount recoverable for damages or injury caused by defects of highways, townways, causeways, or bridges ;  
(Which severally originated in the Senate) ;  
Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Appropriation  
Bill No. 9.

By Mr. Stone of Newburyport, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations to meet certain expenditures authorized the present year, and for other purposes. Read, and ordered to a second reading.

By Mr. Stone of Newburyport, from the committee on Expenditures, on sundry papers relative to the reduction of the expenses of the Commonwealth, that the following order should be adopted:—

State expendi-  
tures.

*Ordered*, That a Joint Special Committee, consisting of seven on the part of the House, and three on the part of the Senate, be appointed to sit during the recess, to examine fully into all matters of compensation now allowed by law to the various public officers of state and county, the compensation of jurors and witnesses, the fees, allowances, and expenses of all kinds, and the modes in which the same are now paid, and report what changes or reductions may properly be made in such salaries, compensation, fees, allowances, or expenses; and also into all other matters relating to state or county expenditures, whether the same be herein mentioned specially or not; and to examine into and report what, if any, offices or commissions may be consolidated or abolished with benefit to the Commonwealth,—to the end that there may be a positive reduction in the expenditures of the State.

And said committee shall have power to send for persons and papers, and shall report to the next General Court.

Committee on Expenditures,

|                    |   |                       |
|--------------------|---|-----------------------|
| CHAS. ADAMS, JUN., | } | <i>Of the Senate.</i> |
| A. F. BREED,       |   |                       |
| M. J. FLATLEY,     |   |                       |

|                   |   |                      |
|-------------------|---|----------------------|
| E. F. STONE,      | } | <i>Of the House.</i> |
| F. W. BIRD,       |   |                      |
| LEVI L. CUSHING,  |   |                      |
| CHAS. H. ALLEN,   |   |                      |
| HAMILTON A. HILL, |   |                      |
| MATTHEW BOLLES,   |   |                      |
| LUTHER J. BROWN,  |   |                      |

By Mr. Norton of Boston, from the committee of Conference on the matter of difference between the two branches relative to the Resolve authorizing the Governor and Council to make a settlement with Amariah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, that the committee have been unable to agree, and asking to be discharged from further consideration of the same.

Mayo and  
Baker.

Collection of  
taxes.

By Mr. Wade of Newton, from the committee of Conference on the matters of difference between the two branches regarding the Bill in relation to the collection of taxes, that the Senate recede from its amendments at [A] and [E], and that the House concur in the amendments at [B], [C], [D], and [F], and in the amendment at [G], with an amendment.

Severally read, and placed in the orders of the day for to-morrow.

*Orders of the Day.*

Orders of the  
day.

Bills :

Regulating the fees of officers in making attachments of personal property (amended as recommended by the committee on the Judiciary);

Relative to the compensation of county commissioners; and

Relative to the compensation of the special justices of police courts;

Were severally read, and ordered to a third reading.

The Bill relating to the establishment of a union freight-station at Greenfield was read a third time. Mr. Noyes of Boston moved to amend by substituting a "Bill to permit the establishment of a union freight-depot in Greenfield," pending which, on further motion of the same gentleman, further consideration of the matter was postponed until to-morrow.

The House concurred in the Senate amendments to the House Bill to provide for the keeping of registers of voters in cities and towns, with an amendment as recommended by the committee on the Judiciary.

At 2.55 adjourned.

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TUESDAY, May 14, 1878.

Met according to adjournment at ten o'clock.

Prayer was offered by the Chaplain.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

Concerning trustee process ;

In addition to "An Act to incorporate the town of Mashpee;" and

Relating to trustees and trust estates ;  
(Which severally originated in the House of Representatives) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Papers from the Senate.*

Notice was received from the Senate of the rejection, by Bills.  
that branch, of the House bills :

For the exemption from taxation of deposits in savings banks invested in real estate ; and

Conferring upon judges of probate certain powers in relation to the removal of executors, administrators, guardians, and trustees, and the enforcement of decrees made in pursuance thereof.

The House Bill relating to the apportionment of sewer and sidewalk assessments, being a new draft of a Senate bill with the same title, came down from the Senate, passed to be engrossed in concurrence, with amendments ; in which the House concurred under suspension of the rule. Sewer and sidewalk assessments.

*Reports of Committees.*

By Mr. C. H. Hill of Boston, from the committee on the Judiciary, that the Senate Bill relative to costs before district, municipal, and police courts, and trial-justices, ought not to pass. Costs.

By Mr. Fairbank of Oakham, from the committee on Probate and Chancery, that the Senate Bill to confirm the deed of Eben. F. Stone as guardian of Nathaniel P. Smith, an insane person, ought not to pass. E. F. Stone.

Severally placed in the orders of the day for this afternoon, the question in each case being on the rejection of the bill.

By Mr. Stone of Newburyport, from the committee on Finance, asking to be discharged from further consideration of the Bill to provide additional pay to poor and indigent soldiers and sailors, and recommending, that, if the bill is to pass, it be amended by inserting a new section to be numbered section 2. Placed in the orders of the day for this afternoon, for a second reading. Poor soldiers and sailors.

By Mr. Allen of Boston, from the same committee, that the following order should be adopted : — State House.

*Ordered,* That the Resolve in relation to improvements and repairs of the State House be submitted to the Gov-

ernor and Council, with request that they examine the subject of additional accommodations, and present their views and recommendations to the next General Court. Read, and placed in the orders of the day for this afternoon.

Danvers  
Hospital.

By Mr. Washburn of Worcester, from the committee on Public Charitable Institutions, on the message from the Governor enclosing a communication from the trustees of the Lunatic Hospital at Danvers, a Resolve in favor of the State Lunatic Hospital at Danvers. Read, and referred, under the rule, to the committee on Finance.

*Orders of the Day.*

Orders of the  
day.

Reports of committees of Conference on matters of difference between the two branches relative to the

Bill in relation to the collection of taxes ; and the

Resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women ;

Were severally accepted, and sent up for concurrence.

The Bill relating to the establishment of a union freight-station at Greenfield was further considered. The pending motion of Mr. Noyes of Boston to amend by substituting a Bill to permit the establishment of a union freight-depot in Greenfield, being the bill originally reported by the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, with some modification prevailed ; and the bill as amended was passed to be engrossed, and sent up for concurrence.

The report of the committee on Expenditures, on sundry orders relative to the reduction of expenses of the Commonwealth, recommending the adoption of an order, was, on motion of Mr. Macomber of Fall River, indefinitely postponed.

The Bill making appropriations to meet certain expenditures authorized the present year, and for other purposes, was read, and ordered to a third reading.

The Bill regulating the fees of officers in making attachments of personal property was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in an amendment adopted by the House.

The Bill relative to the compensation of the special jus-

tices of police courts was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relating to State charitable and reformatory institutions was considered, and debated at length. On motion of Mr. Soule of New Bedford it was voted that debate be closed at 10 minutes before 12 o'clock, unless a vote be sooner reached. Mr. Jennings of Fall River moved that the bill be referred to the next General Court, which motion was rejected by a vote of 89 to 101. On the main question, being the enactment of the bill, the yeas and nays were ordered on request of Mr. Cummings of Fall River; and, the roll being called, the bill was rejected by a vote of 96 yeas to 103 nays, as follows:—

## YEAS.

|                                  |                                  |
|----------------------------------|----------------------------------|
| <b>Messrs.</b> Bancroft, Alonzo. | <b>Messrs.</b> Hawkes, Nathan M. |
| Barnes, Sidney.                  | Hill, Clement H.                 |
| Barrett, George V.               | Hill, Hamilton A.                |
| Bartholomew, Elisha P.           | Howe, Simon H.                   |
| Bartlett, James E. T.            | Hutchinson, Eben.                |
| Beach, Theodore D.               | Jackson, John.                   |
| Bent, Myron W.                   | Johnson, Henry A.                |
| Billings, Joseph.                | Jones, Augustine.                |
| Bird, Francis W.                 | Kelley, Joseph J.                |
| Blanchard, William.              | Kelly, Jarvis P.                 |
| Bolles, Matthew.                 | Kimball, Ensign.                 |
| Bonney, Henry C.                 | King, William S.                 |
| Brackett, John Q. A.             | Knowlton, Marcus P.              |
| Brigham, George O.               | Leary, Frank D.                  |
| Brown, Luther J.                 | Lincoln, George C.               |
| Carll, Francis.                  | Lovell, Andrew.                  |
| Chapin, Nahum.                   | Lowther, George W.               |
| Clough, Benjamin.                | Macomber, Pardon.                |
| Colburn, George F.               | Mahon, John.                     |
| Cornell, John.                   | Manning, William.                |
| Cornish, Israel C.               | Marsh, Edwin W.                  |
| Cunningham, Thomas.              | Marshall, George S.              |
| Cushing, Levi L., jun.           | McPherson, Eben. M.              |
| Doane, Freeman.                  | Moore, Phillips.                 |
| Dunham, Jarvis N.                | Newton, John F.                  |
| Eager, Edward R.                 | Noyes, Charles J.                |
| Ellis, W. Irving.                | Noyes, Chauncey O.               |
| Fairbank, John B.                | Osgood, Charles S.               |
| Field, Lucius.                   | Packard, Henry B.                |
| Glines, Jacob T.                 | Paige, Lucius R.                 |
| Hardy, Noah L.                   | Partridge, David A.              |
| Haskell, Edward H.               | Peck, William G.                 |
| Hathaway, Rawson.                | Perry, Josiah.                   |

|                              |                             |
|------------------------------|-----------------------------|
| Messrs. Pillsbury, Albert E. | Messrs. Studley, Ezekiel R. |
| Potter, Timothy D.           | Swift, Van Rensselaer.      |
| Powers, Henry W.             | Thomas, Edward I.           |
| Prescott, Charles J.         | Thompson, Leon'd, jun.      |
| Rand, Oliver J.              | Thurston, Charles F.        |
| Ranlett, Charles E.          | Underwood, Horace.          |
| Richards, James H.           | Wadsworth, Alexander.       |
| Ricker, John W.              | Washburn, John D.           |
| Robinson, William.           | Webster, Abel.              |
| Sanford, Baalis, jun.        | White, Newton.              |
| Sargent, Lucius M.           | Whitehead, Joseph.          |
| Smith, Matthew.              | Whitehouse, Sydney F.       |
| Smyth, William A. S.         | Wilder, Sydney.             |
| Spaulding, Pliny F.          | Wilson, George A.           |
| Stone, Eben F.               | Wood, Solon.                |

## NAYS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Flood, John T.   |
| Andrews, Israel W.          | French, Gardner.         |
| Anthony, Job K.             | Galligan, John H.        |
| Baker, George M.            | Gardner, Nelson.         |
| Baker, John I.              | Gargan, Francis.         |
| Belcher, George C.          | Gilbert, Edwin.          |
| Bliss, William B.           | Goulding, Frank P.       |
| Brooks, William A.          | Greene, Thomas R.        |
| Burnett, Martin W.          | Hart, John W.            |
| Bush, Charles W.            | Hastings, Thomas J.      |
| Byram, Charles R.           | Hathaway, Thomas B.      |
| Carberry, William H.        | Hawks, Alanson K.        |
| Case, Charles A.            | Hildreth, James, 2d.     |
| Cobb, Philander.            | Howe, Asa F.             |
| Coffin, Samuel.             | Howe, William.           |
| Cook, William H.            | Jager, Charles V.        |
| Cooke, Hiram N.             | Jenkins, Edward J.       |
| Cowdrey, George A.          | Jennings, Andrew J.      |
| Cummings, John W.           | Keyes, Patrick.          |
| Curtice, John W.            | Lewis, John A.           |
| Curtis, Jason L.            | Lovell, Benjamin S.      |
| Curtis, Orson B.            | Lovell, John D.          |
| Daly, Anthony C.            | Macomber, William P.     |
| Davis, Charles A.           | Mahony, James T.         |
| Desmond, Cornelius.         | Marden, Frederic A.      |
| Doane, Abiathar.            | Mellen, James H.         |
| Doherty, Daniel.            | Merriam, Artemus.        |
| Emery, Levi.                | Merritt, Amos W.         |
| Emory, James W.             | Moors, Albert.           |
| Everett, Noble W.           | Morton, Elbr'ge G., jun. |
| Field, Ralph A.             | Moseley, Frederick P.    |
| Fish, Isaiah.               | Nickerson, Richard E.    |

|  |   |
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| <b>Messrs. Noble, Joseph G.</b><br><b>Oakman, William C.</b><br><b>O'Neil, Joseph H.</b><br><b>Otis, John L.</b><br><b>Paddock, Henry.</b><br><b>Parmenter, J. Sumner.</b><br><b>Peirce, James P.</b><br><b>Phillips, Benjamin A.</b><br><b>Pike, James D.</b><br><b>Price, George.</b><br><b>Pynchon, William.</b><br><b>Putnam, Henry W.</b><br><b>Randall, David.</b><br><b>Read, William A.</b><br><b>Reed, William.</b><br><b>Rice, George W.</b><br><b>Richardson, Jesper.</b><br><b>Rinn, Michael.</b><br><b>Sargent, Edmund P.</b><br><b>Soule, Rufus A.</b> | <b>Messrs. Spaulding, Timothy G.</b><br><b>Stiles, Henry S.</b><br><b>Stuart, William J.</b><br><b>Taft, Zadok A.</b><br><b>Wade, Levi C.</b><br><b>Wales, Abijah T.</b><br><b>Walton, Solon.</b><br><b>Warren, Alonzo.</b><br><b>Webster, Edwin R.</b><br><b>Wentworth, Samuel H.</b><br><b>Whitmore, Charles S.</b><br><b>Wiggin, William H.</b><br><b>Wilcox, Henry M.</b><br><b>Wilder, Henry H.</b><br><b>Winn, John.</b><br><b>Wiswell, Joseph.</b><br><b>Wonson, Charles H.</b><br><b>Wright, John H.</b><br><b>Wyman, Oliver B.</b> |
|--|---|

Yeas, 96 ; nays, 103.

On this question Messrs. Ames of Spencer and Allen of Boston, who would have voted in the affirmative, were announced as paired respectively with Messrs. Reed of Taunton and Beal of Lawrence, who would have voted in the negative.

The Bill relative to the compensation of county commissioners was read a third time, and, pending the question on its engrossment, the House

At 1 o'clock adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

#### *Motion to Reconsider.*

Mr. Kelley of Cambridge moved a reconsideration of the vote whereby the House this morning rejected the Bill relating to State charitable and reformatory institutions ; which motion was lost by a vote of 90 to 107.

Revision of  
State charities.

#### *Introduced on Leave.*

By Mr. Moseley of Boston, a Resolve authorizing the printing and distribution of additional copies of the report

Agricultural  
Reports.



of the secretary of the Board of Agriculture. On motions of Mr. Moseley the rules, including the 20th joint Rule, were suspended; and the resolve took its several readings, was passed to be engrossed, and sent up for concurrence.

*Message from the Governor.*

Clapp and  
Ballou.

A message was received from his Excellency the Governor, enclosing a communication from the Attorney-General, relating to the petition of Messrs. Clapp and Ballou, for compensation for building a sea-wall, and filling in the South Boston flats. Read, and referred to the committee on Harbors.

Sent up for concurrence.

*Paper from the Senate.*

Clerks for  
registers of  
probate.

A Bill relating to clerical assistance of registers of probate and insolvency, being a new draft of a House Bill relating to the clerical assistance of the register of probate and insolvency in the county of Suffolk, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

*Taken from the Table.*

Public  
documents.

On motion of Mr. Haskell of Gloucester the Bill concerning the preparation, printing, and distribution of public documents, was taken from the table, amended on motions of Messrs. Haskell, Osgood of Salem, Daly of Boston, and Read of Lowell, passed to be engrossed in concurrence, and sent up for concurrence in the amendments.

*Bills Enacted, and Resolve Passed.*

Bills enacted.

Engrossed bills:

To establish the boundaries of Fire District No. 1, in the town of Greenfield;

In addition to an act relating to the employment of children, and regulations respecting them;

In relation to the election of selectmen and assessors of towns;

Relating to the taxation of co-operative saving fund and loan associations;

In relation to the Commonwealth's interest in the capital stock of the Boston and Albany Railroad Company; and

To amend chapter 70 of the General Statutes, relating to burials at public expense;

(Which severally originated in the House of Representatives);

Relating to the apportionment of sewer and sidewalk assessments; and

To provide for the enrolment of the militia, for the organization of the volunteer militia, and for the public defence;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve concerning the old State Prison buildings and land (which originated in the House of Representatives) was passed, signed, and sent to the Senate. Resolve passed.

### *Reports of Committees.*

By Mr. McPherson of Boston, from the committee on Banks and Banking, reference to next General Court, on an order relative to allowing insolvent savings banks to continue business after a reduction of deposit account by order of the courts. Read, accepted under suspension of the rule, and sent up for concurrence. Insolvent savings banks.

By Mr. Bird of Walpole, from the committee on Finance, on the report of the Treasurer and Receiver-General, a Bill in addition to an act in relation to the metric system of weights and measures. Read, and ordered to a second reading. Metric system.

By Mr. Allen of Boston, from the same committee, that the Resolve in favor of the State Lunatic Hospital at Danvers ought to pass. Placed in the orders of the day for to-morrow, for a second reading. Danvers Hospital.

### *Orders of the Day.*

The Bill making appropriations to meet certain expenditures authorized the present year, and for other purposes, was read a third time, amended on motion of Mr. Stone of Newburyport, passed to be engrossed, and sent up for concurrence. Orders of the day.

The Bill relative to costs before district, municipal, and police courts and trial-justices, was rejected as recommended by the committee on the Judiciary.

The Senate Bill to confirm the deed of Eben. F. Stone as guardian of Nathaniel P. Smith, an insane person, was rejected, as recommended by the committee on Probate and Chancery.

The Bill relative to the compensation of county commissioners was further considered. Pending the question on engrossment, Mr. Macomber of Fall River moved that further consideration of the bill be indefinitely postponed; which motion prevailed.

The report of the committee on Finance, recommending the adoption of an order relative to submitting to the Governor and Council the Resolve in relation to improvements and repairs of the State House, was considered. Mr. Osgood of Salem moved to amend by substituting for the order a Resolve in relation to improvements and repairs of the State House, which was adopted; and the resolve was read, and ordered to a second reading. Subsequently, the orders of the day being disposed of, the rules were suspended on further motion of Mr. Osgood; and the resolve took its several readings, was passed to be engrossed, and sent up for concurrence.

The Bill to provide additional pay to poor and indigent soldiers and sailors was read a second time, amended by adding a new section to be numbered section 2, as recommended by the committee on Finance, and ordered to a third reading. Subsequently, the orders of the day being disposed of, the rules were suspended on motion of Mr. Stone of Newburyport; and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

At 4.20 adjourned.

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WEDNESDAY, May 15, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

In relation to the crossing of the tracks of the Boston and Maine Railroad by the Lowell and Lawrence Railroad Company, at South Lawrence;

To change the name of the Main-street Methodist-Episcopal Church of Worcester; and

To provide for the keeping of registers of voters in cities and towns;

(Which severally originated in the House of Representatives);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Knowlton of Springfield, from the committee of Conference on the matters of difference between the two branches in relation to the Bill to better secure the rights of married women, that they have been unable to agree, and asking to be discharged from further consideration of the subject. Rights of married women.

By Mr. Pillsbury of Boston, from the committee of Conference on the matters of difference between the two branches in relation to the Bill to amend "An Act to establish a reformatory prison for women," that they have been unable to agree, and asking to be discharged from further consideration of the subject. Woman's Prison.

By Mr. Osgood of Salem, from the committee on Railroads, no further legislation necessary on the Ninth Annual Report of the Board of Railroad Commissioners. Railroad Commissioners.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, no further legislation necessary on the report of the receivers of the North Bridgewater Savings Bank of Brockton. North Bridgewater Savings Bank.

Severally read, accepted under suspension of the rule, and sent up for concurrence.

By Mr. Jennings of Fall River, from the committee on the Judiciary, that the Senate Bill relating to clerical assistance of registers of probate and insolvency ought to pass. On motion of the same gentleman the rules were suspended, the bill took its several readings, and was passed to be engrossed in concurrence. Clerks for registers of insolvency.

By Mr. Robinson of Chelsea, from the committee on Harbors, on the message from the Governor, enclosing a communication from the Attorney-General relative to the claim of Messrs. Clapp and Ballou for building a sea-wall, and filling in South Boston flats, a Bill providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth. Clapp and Ballou.

By Mr. Stone of Newburyport, from the committee on Finance, on that portion of the Governor's address relating to the finances of the Commonwealth, a Bill to apportion and assess a State tax of one million dollars. State tax.

Severally read; and, under suspension of the rules, the bills took their several readings, were passed to be engrossed, and sent up for concurrence.

*Papers from the Senate.*

Fees of officers.

The Senate Bill regulating the fees of officers in making attachments of personal property, passed to be engrossed by the House with an amendment, and sent up for concurrence, came down from the Senate, with the indorsement that the Senate non-concurred, and asked for a committee of conference; and Messrs. Russell, Coffin, and Brown were appointed on its part. The House concurred; and Messrs. Knowlton of Springfield, Pillsbury of Boston, and Goulding of Worcester, were appointed on its part.

North Bridgewater Savings Bank.

A report of the receivers of the North Bridgewater Savings Bank of Brockton was referred, in concurrence, to the committee on Banks and Banking.

Voting-lists in cities.

A Bill to amend chapter 225 of the Acts of the year 1876, in relation to voting-lists in cities, passed to be engrossed by the Senate, was read. On motion of Mr. C. H. Hill of Boston the rule requiring its reference to a committee was suspended; and, under a further suspension of the rules, the bill took its several readings, and was passed to be engrossed in concurrence.

Mashpee lands.

The Resolve providing for the payment of expenses incurred in connection with certain lands in the town of Mashpee, being a new draft of a House resolve with the same title, passed to be engrossed by the Senate, was read, and, under suspension of the rules, took its several readings, and was passed to be engrossed in concurrence.

Woman's Prison.

The report of the committee of Conference on the matters of difference between the two branches, in relation to the Bill to amend "An Act to establish a reformatory prison for women," came down, with the indorsement that the Senate concurred in its acceptance and the discharge of the committee, and asked for a second committee; Messrs. Ely, Knowlton, and White were appointed on its part. The House concurred; and Messrs. Pillsbury of Boston, Goulding of Worcester, and Wentworth of Boston, were appointed on the part of the House.

Troy and Boston Railroad.

A Bill relative to the Troy and Greenfield Railroad in the State of Vermont, otherwise known as the Southern Vermont Railroad, and certain railroads in Vermont to be constructed to connect with the Troy and Greenfield Railroad (reported on a petition), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Lock-box at penal institutions.

A Bill in relation to the penal institutions of the Commonwealth, reported on the report of the Commissioners

of Prisons, and passed to be engrossed by the Senate, was read and considered under a suspension of the rules. Having been read a second time, pending the question on ordering to a third reading, Mr. Baker of Beverly moved to amend by inserting a new section prohibiting the use of the "gag" in the penal institutions of the State. On the question of its adoption the yeas and nays were ordered, on request of Mr. Read of Lowell; and, the roll being called, the amendment was adopted by a vote of 74 yeas to 72 nays, as follows:—

## YEAS.

|                                   |                                    |
|-----------------------------------|------------------------------------|
| <b>Messrs.</b> Andrews, Israel W. | <b>Messrs.</b> Marden, Frederic A. |
| Baker, John I.                    | McGibbons, Samuel S.               |
| Barnes, Charles E.                | McGlynn, Patrick M.                |
| Bartlett, James E. T.             | Merriam, Artemus.                  |
| Beal, Melvin.                     | Moore, Phillips.                   |
| Belcher, George C.                | Moors, Albert.                     |
| Billings, Joseph.                 | Morton, Elbr'ge G., jun.           |
| Bird, Francis W.                  | Moseley, Frederick P.              |
| Brackett, John Q. A.              | Murphy, Patrick F.                 |
| Carberry, William H.              | Nickerson, Richard E.              |
| Chapin, Nahum.                    | Noyes, Charles J.                  |
| Clough, Benjamin.                 | Oakman, William C.                 |
| Coffin, Samuel.                   | O'Neil, Joseph H.                  |
| Cowdrey, George A.                | Osgood, Charles S.                 |
| Cummings, John W.                 | Otis, John L.                      |
| Curtis, Jason L.                  | Packard, Henry B.                  |
| Curtis, Orson B.                  | Parmenter, J. Sumner.              |
| Daly, Anthony C.                  | Phillips, Benjamin A.              |
| Emery, Levi.                      | Rand, Oliver J.                    |
| Flood, John T.                    | Ranlett, Charles E.                |
| French, Gardner.                  | Read, William A.                   |
| Gardner, Nelson.                  | Richards, James H.                 |
| Gargan, Francis.                  | Robinson, William.                 |
| Hardy, Noah L.                    | Sargent, Edmund P.                 |
| Hathaway, Rawson.                 | Shortle, Henry.                    |
| Hawkes, Nathan M.                 | Stone, Eben F.                     |
| Hayden, George F.                 | Stuart, William J.                 |
| Ingalls, Charles H.               | Swift, Van Rensselaer.             |
| Jager, Charles V.                 | Thomas, Edward I.                  |
| Jenkins, Edward J.                | Tilton, John W.                    |
| Kelley, Joseph J.                 | Walsh, James L.                    |
| Kelly, Jarvis P.                  | Walton, Solon.                     |
| Leighton, Edwin F.                | Wentworth, Samuel H.               |
| Locke, James L.                   | Wilder, Henry H.                   |
| Lowther, George W.                | Wiswell, Joseph.                   |
| Macomber, William P.              | Wonson, Charles H.                 |
| Mahon, John.                      | Wright, John H.                    |

## NAYS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. King, William S. |
| Anthony, Job K.             | Lincoln, George C.       |
| Baker, George M.            | Lovell, Andrew.          |
| Bancroft, Alonzo.           | Macomber, Pardon.        |
| Barnes, Sidney.             | Marsh, Edwin W.          |
| Barrett, George V.          | Marshall, George S.      |
| Blanchard, William.         | McPherson, Eben'r M.     |
| Bonney, Henry C.            | Merritt, Amos W.         |
| Brigham, George O.          | Paddock, Henry.          |
| Burnett, Martin W.          | Paige, Calvin D.         |
| Chamberlain, Alvin B.       | Paige, Lucius R.         |
| Clark, Leonard.             | Partridge, David A.      |
| Colburn, George F.          | Peck, William G.         |
| Cooke, Hiram N.             | Perry, Josiah.           |
| Cunningham, Thomas.         | Pike, James D.           |
| Curtice, John W.            | Potter, Timothy D.       |
| Davis, Charles A.           | Powers, Henry W.         |
| Dunham, Jarvis N.           | Pynchon, William.        |
| Ellis, W. Irving.           | Randall, David.          |
| Emory, James W.             | Ricker, John W.          |
| Fairbank, John B.           | Sanford, Baalis, jun.    |
| Field, Ralph A.             | Sargent, Lucius M.       |
| Fish, Isaiah.               | Smith, Matthew.          |
| Gilbert, Edwin.             | Spaulding, Pliny F.      |
| Glines, Jacob T.            | Spaulding, Timothy G.    |
| Greene, Thomas R.           | Sprague, Leander.        |
| Hale, Edwin B.              | Stiles, Henry S.         |
| Haskell, Edward H.          | Thompson, Leon'd, jun.   |
| Hathaway, Thomas B.         | Thurston, Charles F.     |
| Hawks, Alanson K.           | Wadsworth, Alexander.    |
| Hildreth, James, 2d.        | Washburn, John D.        |
| Hill, Clement H.            | White, Newton.           |
| Hill, Hamilton A.           | Whitmore, Charles S.     |
| Jennings, Andrew J.         | Wilcox, Henry M.         |
| Johnson, Henry A.           | Winn, John.              |
| Jones, Augustine.           | Wood, Solon.             |

Yeas, 74 ; nays 72.

On the question of ordering the bill to a third reading the yeas and nays were ordered, on request of Mr. Read of Lowell; and, the roll being called, the bill was rejected by a vote of 77 yeas to 81 nays as follows : —

## YEAS.

|                            |                                |
|----------------------------|--------------------------------|
| Messrs. Andrews, Israel W. | Messrs. Bartholomew, Elisha P. |
| Baker, John I.             | Bartlett, James E. T.          |
| Barnes, Charles E.         | Belcher, George C.             |

**Messrs.** Billings, Joseph.  
 Brackett, John Q. A.  
 Carberry, William H.  
 Chapin, Nahum.  
 Clough, Benjamin.  
 Cowdrey, George A.  
 Cummings, John W.  
 Curtis, Jason L.  
 Curtis, Orson B.  
 Daly, Anthony C.  
 Doane, Freeman.  
 Emery, Levi.  
 Flood, John T.  
 French, Gardner.  
 Gardner, Nelson.  
 Gargan, Francis.  
 Hardy, Noah L.  
 Hathaway, Rawson.  
 Hayden, George F.  
 Hildreth, James, 2d.  
 Humphrey, John.  
 Ingalls, Charles H.  
 Jager, Charles V.  
 Jenkins, Edward J.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Leighton, Edwin F.  
 Locke, James L.  
 Lowther, George W.  
 Macomber, William P.  
 Mahon, John.  
 Manning, William.  
 Marden, Frederic A.  
 Marsh, Edwin W.  
 McGibbons, Samuel S.  
 McGlynn, Patrick M.

**Messrs.** Merriam, Artemus.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbr'ge G., jun.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Nickerson, Richard E.  
 Noyes, Charles J.  
 Oakman, William C.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Otis, John L.  
 Packard, Henry B.  
 Parmenter, J. Sumner.  
 Phillips, Benjamin A.  
 Putnam, Henry W.  
 Rand, Oliver J.  
 Ranlett, Charles E.  
 Read, William A.  
 Richards, James H.  
 Sargent, Edmund P.  
 Shortle, Henry.  
 Stuart, William J.  
 Swift, Van Rensselaer.  
 Tilton, John W.  
 Walsh, James L.  
 Warren, Alonzo.  
 Webster, Abel.  
 Wentworth, Samuel H.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Wilson, George A.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wright, John H.

**NAYS.**

**Messrs.** Aldrich, Charles P.  
 Allen, Charles H.  
 Anthony, Job K.  
 Baker, George M.  
 Bancroft, Alonzo.  
 Barnes, Sidney.  
 Barrett, George V.  
 Beal, Melvin.  
 Bird, Francis W.  
 Blanchard, William.  
 Bonney, Henry C.

**Messrs.** Brigham, George O.  
 Burnett, Martin W.  
 Chamberlain, Alvin B.  
 Clark, Leonard.  
 Coffin, Samuel.  
 Colburn, George F.  
 Cooke, Hiram N.  
 Cunningham, Thomas.  
 Curtice, John W.  
 Davis, Charles A.  
 Dunham, Jarvis N.



|                           |                             |
|---------------------------|-----------------------------|
| Messrs. Ellis, W. Irving. | Messrs. Partridge, David A. |
| Emory, James W.           | Peck, William G.            |
| Fairbank, John B.         | Perry, Josiah.              |
| Field, Ralph A.           | Pike, James D.              |
| Fish, Isaiah.             | Potter, Timothy D.          |
| Gilbert, Edwin.           | Powers, Henry W.            |
| Glines, Jacob T.          | Pynchon, William.           |
| Greene, Thomas R.         | Randall, David.             |
| Hale, Edwin B.            | Reed, William.              |
| Haskell, Edward H.        | Ricker, John W.             |
| Hathaway, Thomas B.       | Sanford, Baalis, jun.       |
| Hawks, Alanson K.         | Sargent, Lucius M.          |
| Hill, Clement H.          | Smith, Matthew.             |
| Hill, Hamilton A.         | Soule, Rufus A.             |
| Jackson, John.            | Spaulding, Pliny F.         |
| Jennings, Andrew J.       | Spaulding, Timothy G.       |
| Johnson, Henry A.         | Sprague, Leander.           |
| Jones, Augustine.         | Stiles, Henry S.            |
| King, William S.          | Thomas, Edward I.           |
| Lincoln, George C.        | Thompson, Leon'd, jun.      |
| Lovell, Andrew.           | Thurston, Charles F.        |
| Macomber, Pardon.         | Wadsworth, Alexander.       |
| Marshall, George S.       | Washburn, John D.           |
| McPherson, Ebenezer M.    | White, Daniel N.            |
| Merritt, Amos W.          | White, Newton.              |
| Noble, Joseph G.          | Whitmore, Charles S.        |
| Noyes, Chauncey O.        | Wilcox, Henry M.            |
| Paddock, Henry.           | Winn, John.                 |
| Paige, Calvin D.          | Wood, Solon.                |
| Paige, Lucius R.          |                             |

Yeas, 77 ; nays, 81.

### *Orders of the Day.*

Orders of the day.

The Resolve in favor of the State Lunatic Hospital at Danvers was read a second time, and ordered to a third reading. Subsequently, the orders of the day being disposed of, the rule was suspended ; and the resolve was read a third time, amended on motion of Mr. Bird of Walpole, passed to be engrossed, and sent up for concurrence.

The Bill in addition to " An Act in relation to the metric system of weights and measures " was read, and ordered to a third reading. Subsequently, the orders of the day being disposed of, the rule was suspended ; and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

At 12.35 adjourned.

## AFTERNOON SESSION.

Met according to adjournment.

*Message from the Governor.*

A message was received from his Excellency the Governor, enclosing a communication from the Adjutant-General relative to a code of regulations for the militia. Militia regulations  
Read, and referred to the committee on Printing.

Sent up for concurrence.

*Reconsideration.*

Mr. Daly of Boston moved to reconsider the vote whereby the House this morning rejected the Senate Bill in relation to the penal institutions of the Commonwealth. The motion prevailed by a vote of 91 to 87. Pending the recurring question on ordering to a third reading, the bill was further amended, on motion of Mr. Prescott of Boston, so as to apply the second section to reformatory as well as penal institutions. Mr. Wade of Newton moved to reconsider the vote whereby the amendment moved by Mr. Baker of Beverly was adopted; which motion was lost. On request of Mr. King of Boston the yeas and nays were ordered on the main question; and, the roll being called, the bill was ordered to a third reading by a vote of 99 yeas to 92 nays, as follows: —

Lock-box and "gag."

## YEAS.

|                            |                                |
|----------------------------|--------------------------------|
| Messrs. Andrews, Israel W. | Messrs. Cushing, Levi L., jun. |
| Baker, John I.             | Daly, Anthony C.               |
| Barnes, Charles E.         | Doane, Abiathar.               |
| Beach, Theodore D.         | Doherty, Daniel.               |
| Belcher, George C.         | Eager, Edward R.               |
| Billings, Joseph.          | Emery, Levi.                   |
| Brackett, John Q. A.       | Flood, John T.                 |
| Brooks, William A.         | French, Gardner.               |
| Carberry, William H.       | Gardner, Nelson.               |
| Carll, Francis.            | Gargan, Francis.               |
| Carroll, Lewis.            | Hardy, Noah L.                 |
| Chapin, Nahum.             | Hastings, Thomas J.            |
| Cobb, Philander.           | Hathaway, Rawson.              |
| Coffin, Hiram B.           | Hayden, George F.              |
| Cook, William H.           | Howe, Simon H.                 |
| Cowdrey, George A.         | Humphrey, John.                |
| Cummings, John W.          | Ingalls, Charles H.            |
| Curtis, Jason L.           | Jager, Charles V.              |
| Curtis, Orson B.           | Jenkins, Edward J.             |

|                                 |                               |
|---------------------------------|-------------------------------|
| <b>Messrs. Kelly, Jarvis P.</b> | <b>Messrs. Price, George.</b> |
| Keyes, Patrick.                 | Putnam, Henry W.              |
| Kimball, Ensign.                | Rand, Oliver J.               |
| Leary, Frank D.                 | Ranlett, Charles E.           |
| Leighton, Edwin F.              | Read, William A.              |
| Lewis, John A.                  | Reed, William, jun.           |
| Locke, James L.                 | Rice, George W.               |
| Lovell, Benjamin S.             | Richardson, Jesper.           |
| Lowther, George W.              | Rinn, Michael.                |
| Macomber, William P.            | Sargent, Edmund P.            |
| Mahon, John.                    | Shea, John B.                 |
| Manning, William.               | Shortle, Henry.               |
| Marden, Frederic A.             | Smyth, William A. S.          |
| Marlor, John.                   | Soule, Rufus A.               |
| Marsh, Edwin W.                 | Stuart, William J.            |
| McGibbons, Samuel S.            | Swift, Van Rensselaer.        |
| McGlynn, Patrick M.             | Thomas, Edward I.             |
| Mellen, James H.                | Tilton, John W.               |
| Merriam, Artemus.               | Warren, Alonzo.               |
| Moors, Albert.                  | Webster, Abel.                |
| Morton, Elbridge G., jun.       | Webster, Edwin R.             |
| Newton, John F.                 | Wentworth, Samuel H.          |
| Noyes, Charles J.               | Whitehead, Joseph.            |
| O'Neil, Joseph H.               | Wiggin, William H.            |
| Osgood, Charles S.              | Wilder, Henry H.              |
| Otis, John L.                   | Wilder, Sydney.               |
| Packard, Henry B.               | Wilaon, George A.             |
| Parmenter, J. Sumner.           | Wiswell, Joseph.              |
| Phillips, Benjamin A.           | Wonson, Charles H.            |
| Pillsbury, Albert E.            | Wright, John H.               |
| Prescott, Charles J.            |                               |

## NAYS.

|                                    |                                 |
|------------------------------------|---------------------------------|
| <b>Messrs. Aldrich, Charles P.</b> | <b>Messrs. Bush, Charles W.</b> |
| Allen, Charles H.                  | Chamberlain, Alvin B.           |
| Ames, James H.                     | Chase, Charles H.               |
| Anthony, Job K.                    | Clark, Leonard.                 |
| Bancroft, Alonzo.                  | Colburn, George F.              |
| Barnes, Sidney.                    | Cooke, Hiram N.                 |
| Barrett, George V.                 | Cornell, John.                  |
| Beal, Melvin.                      | Cunningham, Thomas.             |
| Bird, Francis W.                   | Curtice, John W.                |
| Blanchard, William.                | Davis, Charles A.               |
| Bliss, William B.                  | Doane, Freeman.                 |
| Bolles, Matthew.                   | Dunham, Jarvis N.               |
| Bonney, Henry C.                   | Ellis, W. Irving.               |
| Brigham, George O.                 | Emory, James W.                 |
| Brown, Luther J.                   | Fairbank, John B.               |
| Burnett, Martin W.                 | Field, Lucius.                  |

Messrs. Field, Ralph A.  
 Fish, Isaiah.  
 Gilbert, Edwin.  
 Gilman, Freeman L.  
 Goulding, Frank P.  
 Greene, Thomas R.  
 Hale, Edwin B.  
 Haskell, Edward H.  
 Hawks, Alanson K.  
 Hildreth, James, 2d.  
 Hill, Hamilton A.  
 Howe, Asa F.  
 Howe, William.  
 Hutchinson, Eben.  
 Hyde, Henry D.  
 Jackson, John.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 King, William S.  
 Knowlton, Marcus P.  
 Lincoln, George C.  
 Lovell, John D.  
 Macomber, Pardon.  
 Marshall, George S.  
 McPherson, Ebenezer M.  
 Merritt, Amos W.  
 Moseley, Frederick P.  
 Nickerson, Richard E.  
 Paddock, Henry.  
 Paige, Lucius R.

Messrs. Partridge, David A.  
 Pike, James D.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Pynchon, William.  
 Randall, David.  
 Reed, William.  
 Ricker, John W.  
 Robinson, William.  
 Sanford, Baalis, jun.  
 Sargent, Lucius M.  
 Smith, Matthew.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Sprague, Leander.  
 Stackpole, Stephen A.  
 Stiles, Henry S.  
 Studley, Ezekiel R.  
 Thompson, Leon'd, jun.  
 Thurston, Charles F.  
 Underwood, Horace.  
 Wade, Levi C.  
 Wadsworth, Alexander.  
 Wales, Abijah T.  
 Washburn, John D.  
 White, Newton.  
 Whitmore, Charles S.  
 Winn, John.  
 Wood, Solon.  
 Wyman, Oliver B.

Yeas, 99 ; nays, 92.

On this question Messrs. Bartlett of Peabody, Bartholomew of West Springfield, Murphy of Boston, Richards of Lynn, Kelley of Cambridge, and Oakman of Marshfield, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Taft of Uxbridge, Paige of Southbridge, Perry of Dudley, Hathaway of New Bedford, C. H. Hill of Boston, and Lovell of Barnstable, who, it was announced, would have voted in the negative.

### *An Engrossed Bill.*

An engrossed Bill relating to the rights of depositors in savings banks came up for enactment, pending which question the bill was placed in the orders of the day for to-morrow, on motion of Mr. Thomas of Brookline.

Rights of  
 depositors in  
 savings banks.

*Papers from the Senate.***Bridgewater  
Workhouse.**

The report of the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee on Investigation of Bridgewater Workhouse, came down accepted in concurrence, with an amendment striking out the words "no legislation necessary," and inserting therefor "reference to next General Court." Read, and placed in the orders of the day for to-morrow.

**Savings banks  
enjoined.**

The report of the committee on Banks and Banking, reference to next General Court on an order relative to further legislation in regard to savings banks temporarily or permanently enjoined. Read, and accepted in concurrence, under suspension of the rule.

**Reports.**

A Resolve relative to the distribution of certain reports came down, passed to be engrossed in concurrence by the Senate, with certain amendments, in which the House concurred under suspension of the rule.

**Woman's  
Prison.**

The report of the new committee of Conference on the matters of difference between the two branches in relation to the Bill to amend "An Act to establish a reformatory prison for women," that the Senate should recede from its amendment, striking out all after the enacting clause, and inserting instead certain new sections, and that the House bill should be amended in certain particulars, was accepted in concurrence, under suspension of the rule.

*Bills Enacted, and Resolve Passed.***Bills enacted.**

Engrossed bills :

Relating to clerical assistance of registers of probate and insolvency (which originated in the House of Representatives) ; and

To amend chapter 225 of the Acts of the year 1876, in relation to voting-lists in cities (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

**Resolve passed.**

An engrossed Resolve authorizing the revision and correction of the list of Massachusetts soldiers who served in the war of the Rebellion (which originated in the House of Representatives) was passed, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Ames of Spencer, from the committee on Pay Pay Roll.  
Roll, who were instructed to make up the pay roll of the  
members of the House of Representatives, the following  
order, with accompanying schedule: —

*Ordered*, That the accompanying schedule, showing that  
the amount of \$156,650 is due to the members of the  
House of Representatives for attendance at the present  
session of the General Court, is approved, and that the  
schedule be sent to the Treasurer and Receiver-General of  
the Commonwealth.

By the same gentleman, from the same committee, who Cost of travel.  
were instructed to make up the list of compensation to  
members for cost of travel, the following order, with  
accompanying schedule: —

*Ordered*, That the accompanying schedule, showing that  
the amount of \$378.59 is due to the members of the House  
of Representatives for compensation for cost of travel at  
the present session of the General Court, is approved, and  
that the schedule be sent to the Treasurer and Receiver-  
General of the Commonwealth.

Severally read, and accepted under suspension of the  
rule; and the orders were severally adopted, and signed  
by the Speaker.

By Mr. Haskell of Gloucester, from the committee on Militia  
Regulations.  
Printing, on the message from his Excellency the Gov-  
ernor, enclosing recommendations from the Adjutant-Gen-  
eral, a Resolve relative to the printing and issue of the  
code of regulations for the Massachusetts Volunteer Mili-  
tia. Read, and ordered to a second reading under suspen-  
sion of Rule 42.

*Orders of the Day.*

The Senate Bill relative to the Troy and Greenfield Orders of the  
day.  
Railroad in the State of Vermont, otherwise known as the  
Southern-Vermont Railroad, and certain railroads in Ver-  
mont to be constructed to connect with the Troy and  
Greenfield Railroad, was read a second time, and consid-  
ered.

A motion of Mr. Dunham of Pittsfield, to amend by strik-  
ing out section 2, and a motion of Mr. Leighton of Boston,  
to amend by striking out sections 3 and 4, were severally  
lost; and the bill was ordered to a third reading.

Adjourned at 5.10 o'clock.

THURSDAY, May 16, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

On motion of Mr. Osgood of Salem, —

Adjournment.

*Ordered*, That the order requiring the Speaker to declare the House adjourned, upon the completion of the business upon which it is engaged, at five o'clock P.M., is hereby rescinded.

*Papers from the Senate.*

Deposits in savings banks.

Notice was received from the Senate, that the House Bill for the exemption from taxation of deposits in savings banks invested in United-States securities had been rejected by that branch.

Frauds on corporations.

A Bill to prevent frauds upon corporations passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Fees of officers.

The report of the committee of Conference on the matters of difference between the two branches, in relation to the Bill regulating the fees of officers in making attachments of personal property, that the Senate should concur in the House amendments, with an amendment, was read and accepted, in concurrence, under suspension of the rule.

*Resolves Passed.*

Resolves passed.

Engrossed resolves :

Relative to the distribution of certain reports ;

Providing for the payment of expenses incurred in connection with certain lands in the town of Mashpee ;

Authorizing the issue of arms to Tufts College ;

Authorizing the printing and distribution of additional copies of the report of the secretary of the Board of Agriculture ;

(Which severally originated in the House of Representatives) ;

Were severally passed, signed, and sent to the Senate.

*Report of a Committee.*

Frauds upon corporations.

By Mr. Jennings of Fall River, from the committee on the Judiciary, that the Senate Bill to prevent frauds upon

corporations ought to pass. On motion of Mr. Jennings of Fall River the rules were suspended, the bill took its several readings, and was passed to be engrossed in concurrence.

*Orders of the Day.*

The Bill relating to the rights of depositors in savings banks was further considered, and, after debate, was passed to be enacted, signed, and sent to the Senate. Orders of the day.

The House concurred in the Senate amendment to the report of the committee on Public Charitable Institutions, no legislation necessary, on the report of the committee on Investigation of Bridgewater Workhouse, and it was referred to the next General Court in concurrence.

The Resolve relative to the printing and issue of the code of regulations for the Massachusetts Volunteer Militia was read, and ordered to a third reading. Subsequently, on motion of Mr. C. H. Hill of Boston, the rule was suspended; and the resolve was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the penal institutions of the Commonwealth was read a third time, and considered. Mr. Prescott of Boston moved to amend, so as to make the first section of the bill apply to reformatory as well as penal institutions, which was adopted.

Mr. Hyde of Boston moved to amend by striking out section 2, which was inserted by the House yesterday. On this question, at the request of Mr. King of Boston, the yeas and nays were ordered; and, the roll being called, the amendment was lost by a vote of 91 yeas to 100 nays, as follows:—

**YEAS.**

Messrs. Aldrich, Charles P.  
Allen, Charles H.  
Anthony, Job K.  
Baker, George M.  
Bancroft, Alonzo.  
Barnes, Sidney.  
Barrett, George V.  
Beach, Theodore D.  
Blanchard, William.  
Bonney, Henry C.  
Brigham, George O.  
Brown, Luther J.  
Burnett, Martin W.

Messrs. Bush, Charles W.  
Case, Charles A.  
Chamberlain, Alvin B.  
Clark, Leonard.  
Coffin, Samuel.  
Colburn, George F.  
Cooke, Hiram N.  
Cornell, John.  
Cornish, Israel C.  
Cunningham, Thomas.  
Curtice, John W.  
Davis, Charles A.  
Doane, Abiathar.



|                                  |                                      |
|----------------------------------|--------------------------------------|
| <b>Messrs.</b> Dunham, Jarvis N. | <b>Messrs.</b> Nickerson, Richard E. |
| Ellis, W. Irving.                | Noble, Joseph G.                     |
| Emory, James W.                  | Noyes, Chauncey O.                   |
| Fairbank, John B.                | Paddock, Henry.                      |
| Field, Lucius.                   | Paige, Lucius R.                     |
| Field, Ralph A.                  | Partridge, David A.                  |
| Fish, Isaiah.                    | Peck, William G.                     |
| Gilbert, Edwin.                  | Pike, James D.                       |
| Glines, Jacob T.                 | Potter, Timothy D.                   |
| Goulding, Frank P.               | Powers, Henry W.                     |
| Greene, Thomas R.                | Pynchon, William.                    |
| Hale, Edwin B.                   | Randall, David.                      |
| Haskell, Edward H.               | Reed, William.                       |
| Hathaway, Thomas B.              | Ricker, John W.                      |
| Hawks, Alanson K.                | Robinson, William.                   |
| Hildreth, James, 2d.             | Sargent, Lucius M.                   |
| Hill, Clement H.                 | Smith, Matthew.                      |
| Hill, Hamilton A.                | Spaulding, Pliny F.                  |
| Howe, Asa F.                     | Sprague, Leander.                    |
| Hyde, Henry D.                   | Stiles, Henry S.                     |
| Jackson, John.                   | Thompson, Leon'd, jun.               |
| Jennings, Andrew J.              | Thurston, Charles F.                 |
| Johnson, Henry A.                | Underwood, Horace.                   |
| Jones, Augustine.                | Wade, Levi C.                        |
| Kimball, Ensign.                 | Wadsworth, Alexander.                |
| King, William S.                 | White, Newton.                       |
| Knowlton, Marcus P.              | Whitehead, Joseph.                   |
| Lincoln, George C.               | Whitmore, Charles S.                 |
| Lovell, Andrew.                  | Wilcox, Henry M.                     |
| Marsh, Edwin W.                  | Winn, John.                          |
| Marshall, George S.              | Wood, Solon.                         |
| McPherson, Ebenezer M.           | Wyman, Oliver B.                     |
| Merritt, Amos W.                 |                                      |

## NAYS.

|                               |                                |
|-------------------------------|--------------------------------|
| <b>Messrs.</b> Ames, James H. | <b>Messrs.</b> Carroll, Lewis. |
| Andrews, Israel W.            | Cobb, Philander.               |
| Baker, John I.                | Coffin, Hiram B.               |
| Barnes, Charles E.            | Cook, William H.               |
| Bartholomew, Elisha P.        | Cowdrey, George A.             |
| Belcher, George C.            | Cummings, John W.              |
| Bent, Myron W.                | Curtis, Jason L.               |
| Billings, Joseph.             | Curtis, Orson B.               |
| Bird, Francis W.              | Daly, Anthony C.               |
| Bolles, Matthew.              | Desmond, Cornelius.            |
| Brackett, John Q. A.          | Doane, Freeman.                |
| Brooks, William A.            | Eager, Edward R.               |
| Carberry, William H.          | Emery, Levi.                   |
| Carll, Francis.               | Everett, Noble W.              |

Messrs. Flood, John T.  
 French, Gardner.  
 Galligan, John H.  
 Gardner, Nelson.  
 Gargan, Francis.  
 Hardy, Noah L.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Ingalls, Charles H.  
 Jager, Charles V.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Keyes, Patrick.  
 Leighton, Edwin F.  
 Lewis, John A.  
 Locke, James L.  
 Lovell, Benjamin S.  
 Lowther, George W.  
 Macomber, William P.  
 Manning, William.  
 Marden, Frederic A.  
 McGibbons, Samuel S.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Merriam, Artemus.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbridge G., jun.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Newton, John F.  
 Noyes, Charles J.  
 Oakman, William C.  
 O'Neil, Joseph H.

Messrs. Otis, John L.  
 Packard, Henry B.  
 Parmenter, J. Sumner.  
 Phillips, Benjamin A.  
 Pillsbury, Albert E.  
 Prescott, Charles J.  
 Rand, Oliver J.  
 Ranlett, Charles E.  
 Read, William A.  
 Reed, William, jun.  
 Rice, George W.  
 Richards, James H.  
 Rinn, Michael.  
 Sargent, Edmund P.  
 Shortle, Henry.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Stuart, William J.  
 Swift, Van Rensselaer.  
 Thomas, Edward I.  
 Tilton, John W.  
 Tucker, Payson E.  
 Turner, John.  
 Walton, Solon.  
 Warren, Alonzo.  
 Webster, Abel.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 White, Daniel N.  
 Wiggin, William H.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Wilson, George A.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wright, John H.

Yeas, 91 ; nays, 100.

The bill was then passed to be engrossed in concurrence, and sent up for concurrence in the amendment, the title having been amended by inserting after the word "penal" the words "and reformatory."

The Bill relative to the Troy and Greenfield Railroad in the State of Vermont, otherwise known as the Southern Vermont Railroad, and certain railroads in Vermont to be constructed to connect with the Troy and Greenfield Railroad, was read a third time, and considered. An amendment moved by Mr. Wade of Newton was adopted. Sev-

eral amendments moved by Messrs. H. A. Hill of Boston, Dunham of Pittsfield, Stone of Newburyport, and McPherson of Boston were lost; and, after debate, the bill was passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

At 12.45 adjourned.

#### AFTERNOON SESSION.

##### *Introduced on Leave.*

Charles Fisher.

By Mr. Hawkes of Lynn, a Resolve in favor of Charles Fisher of Westport. Read and considered, under suspension of the 20th joint Rule. On motion of Mr. Hawkes the rules, including the rule requiring its reference to a committee, were suspended; and the resolve took its several readings, was passed to be engrossed, and sent up for concurrence.

##### *Reconsideration.*

Troy and  
Greenfield  
Railroad.

Mr. Dunham of Pittsfield moved a reconsideration of the vote whereby the House this morning passed to be engrossed the Senate Bill relative to the Troy and Greenfield Railroad in the State of Vermont, otherwise known as the Southern Vermont Railroad, and certain railroads in Vermont to be constructed to connect with the Troy and Greenfield Railroad. The motion prevailed; and Mr. Wade then moved to reconsider the vote whereby the House rejected the amendment moved by Mr. H. A. Hill of Boston, which was carried; and the amendment was then adopted, and the bill was returned to the Senate for concurrence in the amendments.

##### *Reports of Committees.*

Replevin bonds.

By Mr. Goulding of Worcester, from the committee of Conference on the matters of difference between the two branches, in relation to the Bill relating to replevin bonds, that the Senate should concur in the House amendment at [A].

Prison  
watchmen.

By Mr. Bird of Walpole, from the committee of Conference on the matters of difference between the two branches in relation to the "Bill to amend an act providing for an increase in the number of assistant guards at the State Prison," that the House should recede from its amendment

at [A], and the Senate should concur in the House amendment to the title, and that the Senate Bill should be further amended.

Severally read, accepted under suspension of the rule, and sent up for concurrence.

### *Bills Enacted.*

Engrossed bills:

Bills enacted.

To provide for a union passenger-station at North Adams ;  
In relation to the collection of taxes ;

Making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel ;

(Which severally originated in the House of Representatives) ;

To prevent frauds upon corporations ;

To amend an act entitled "An Act to establish a Reformatory Prison for Women ;"

Concerning the preparation, printing, and distribution of public documents ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

### *Papers from the Senate.*

The Resolve in favor of Charles Fisher of Westport came down from the Senate, passed to be engrossed in concurrence, with an amendment in which the House concurred, under suspension of the rule. Charles Fisher.

Notice was received from the Senate that the House Bill relative to the compensation of the special justices of police courts had been rejected by that branch. Special justices.

A Resolve in favor of Thomas Cahill (reported on a petition), passed to be engrossed by the Senate, was read. Mr. Fairbank of Oakham raised the point of order, that the resolve was a money-bill, and was therefore improperly before the House. T. Cahill.

The Chair, referring to House Docs. 310 and 349, sustained the point of order ; and the resolve was laid aside. Point of order.

### *Resolutions.*

Mr. Allen of Boston being in the Chair, Mr. Dunham of Pittsfield offered the following resolution :— Speaker.

*Resolved*, That the thanks of the members of the House of Representatives are hereby tendered to the Hon. John D. Long, for the ability, fairness, and impartiality with

which he has at all times performed the delicate, difficult, arduous, and important duties as its presiding officer during the present session.

After remarks by Messrs. Dunham of Pittsfield, King. C. H. Hill, Lowther, and Noyes of Boston, Washburn of Worcester, Aldrich of Deerfield, Thomas of Brookline, Andrews of Danvers, Bird of Walpole, Baker of Beverly, Osgood of Salem, Greene of Belchertown, Reed of Taunton, Jennings of Fall River, Hyde and Gargan of Boston, the resolution was unanimously adopted by a rising vote.

The Speaker resumed the Chair, and spoke as follows:—

“If I could utter, gentlemen, any word beyond expressing my gratitude for your kindness, it would be that word, which, in view of my experience in this House, would express my respect for it, and which would also, and more, impress a sense of responsibility, grave and sensitive as the holy conscience, on those who are called to exercise its lofty trusts. The nobility of our order should be its obligation. Then would it indeed be what is claimed for it,—an education not alone for us, but for all the people of the State. It will not do to bolster the prestige of this House on the legend of the wisdom of fathers who framed its constitution: its prestige must be the present, immediate character, fidelity, disinterestedness, and virtue of its daily, homely vote,—its yea or nay.

“Looking at the results of our work, I believe they do you credit, and that our Blue Book will bear witness to your good sense, your economy, your fit adaptation of your legislation to the needs of the hour, and your stopping there, which is genuine merit.

“Never a session more heartily than this have I improved the opportunity to acknowledge my lively sense of the kind co-operation and thorough work of the Chaplain, the Clerk, the Sergeant-at-Arms, and their associates in the official service of the House. In this I am sure I say nothing that is not shared by you all who have watched their faithful performance of duty.

“But let me turn to what lies nearest me, and what this generous occasion permits,—the expression of my appreciation of your unvarying kindness. You have made the duties of the Chair so easy! You have made the atmosphere of the session that of courtesy and friendship. I could not utter my heart, and not transcend the latitude even of this hour; nor dare I more than to wish you all happy returns to your homes. I trust the memories of years yet to come and go will be as grateful as those we shall surely all cherish of the

session of 1878. They will be among the sweetest of my life to me, remembering, as I do and as I shall, how delightful have now for four years been my associations with this hall, how many pleasant friendships formed, on how many faces I have looked from day to day and year to year, and on none that have not responded sympathy and confidence. My connection with this Chair is without the consciousness of one moment of it all that is coupled with a regret."

The following resolution was offered by Mr. Brackett of Boston:—

*Resolved*, That the thanks of the House are hereby tendered to its Clerk, Mr. George A. Marden, for the prompt, efficient, and faithful manner in which he has performed the duties of his office during the present year. Clerk.

After remarks by Messrs. Brackett, Knowlton of Springfield, Wade of Newton, and Kelley of Cambridge, the resolution was unanimously adopted by a rising vote.

Mr. Hawkes of Lynn offered the following resolution, which was unanimously adopted, after remarks by the same gentleman:—

*Resolved*, That the thanks of the two branches of the legislature are tendered to the Sergeant-at-Arms, for the faithful and efficient discharge of the duties of his office during the present session; and to his several assistants, for their careful attention to the duties imposed upon them. Sergeant-at-Arms.

Sent up for concurrence.

The following resolution, offered by Mr. Kelley of Cambridge, was also unanimously adopted:—

*Resolved*, That the thanks of the House be extended to the Rev. Robert G. Seymour, for the appropriate and acceptable manner in which he has performed the duties of his position as Chaplain during the session. Chaplain.

#### *Papers from the Senate.*

The Senate asked for a new committee of Conference on the matter of difference between the two branches, in relation to the Resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women; and Messrs. Hayes, Adams, and Sherman were appointed on its part. The House concurred; and Messrs. Wade of Newton, Pillsbury of Boston, and Wilcox of Sandisfield, were appointed on its part. Mayo and Baker.

The Bill in relation to the penal institutions of the Commonwealth, passed to be engrossed by the House in concur- Lock-box and "gag."

rence, with amendments, came down, with the indorsement that the Senate concurred in the amendments at [A] and [C], and non-concurred in the amendment at [B], inserting a new section, prohibiting the use of the "gag."

Mr. Baker of Beverly moved that the House insist on its amendment. Mr. King of Boston moved that the House recede, which latter motion was carried by a vote of 93 to 86. Mr. Kelley of Cambridge asked that the vote be verified by the yeas and nays, which were ordered; and, the roll being called, the House receded by a vote of 99 yeas to 92 nays, as follows:—

## YEAS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Glines, Jacob T. |
| Allen, Charles H.           | Goulding, Frank P.       |
| Ames, James H.              | Greene, Thomas R.        |
| Anthony, Job K.             | Hale, Edwin B.           |
| Bancroft, Alonzo.           | Hathaway, Thomas B.      |
| Barnes, Sidney.             | Hawks, Alanson K.        |
| Beach, Theodore D.          | Hawkes, Nathan M.        |
| Blanchard, William.         | Hildreth, James, 2d.     |
| Bliss, William B.           | Hill, Clement H.         |
| Bonney, Henry C.            | Hill, Hamilton A.        |
| Brigham, George O.          | Howe, Simon H.           |
| Brown, Luther J.            | Hutchinson, Eben.        |
| Burnett, Martin W.          | Hyde, Henry D.           |
| Bush, Charles W.            | Jennings, Andrew J.      |
| Byram, Charles R.           | Johnson, Henry A.        |
| Case, Charles A.            | Jones, Augustine.        |
| Chamberlain, Alvin B.       | Kimball, Ensign.         |
| Chase, Charles H.           | King, William S.         |
| Clark, Leonard.             | Knowlton, Marcus P.      |
| Clough, Benjamin.           | Lincoln, George C.       |
| Colburn, George F.          | Lovell, Andrew.          |
| Cooke, Hiram N.             | Lovell, John D.          |
| Cornell, John.              | Macomber, Pardon.        |
| Cornish, Israel C.          | Marsh, Edwin W.          |
| Cunningham, Thomas.         | Marshall, George S.      |
| Curtice, John W.            | McPherson, Eben'r M.     |
| Davis, Charles A.           | Merritt, Amos W.         |
| Doane, Abiathar.            | Moseley, Frederick P.    |
| Dunham, Jarvis N.           | Noble, Joseph G.         |
| Ellis, W. Irving.           | Paddock, Henry.          |
| Fairbank, John B.           | Paige, Calvin D.         |
| Field, Lucius.              | Paige, Lucius R.         |
| Field, Ralph A.             | Partridge, David A.      |
| Fish, Isaiah.               | Perry, Josiah.           |
| Gilbert, Edwin.             | Pike, James D.           |
| Gilman, Freeman L.          | Pillsbury, Albert E.     |

Messrs. Potter, Timothy D.  
Powers, Henry W.  
Randall, David.  
Reed, William.  
Reed, William, jun.  
Robinson, William.  
Sanford, Baalis, jun.  
Sargent, Lucius M.  
Smith, Matthew.  
Spaulding, Pliny F.  
Spaulding, Timothy G.  
Sprague, Leander.  
Stiles, Henry S.  
Taft, Zadok A.

Messrs. Thompson, Leon'd, jun.  
Thurston, Charles F.  
Underwood, Horace.  
Wade, Levi C.  
Wadsworth, Alexander.  
Wales, Abijah T.  
Washburn, John D.  
White, Newton.  
Whitehead, Joseph.  
Wilcox, Henry M.  
Winn, John.  
Wood, Solon.  
Wyman, Oliver B.

NAYS.

Messrs. Baker, John I.  
Barnes, Charles E.  
Beal, Melvin.  
Bent, Myron W.  
Billings, Joseph.  
Bird, Francis W.  
Bolles, Matthew.  
Brackett, John Q. A.  
Brooks, William A.  
Carberry, William H.  
Carll, Francis.  
Carroll, Lewis.  
Chapin, Nahum.  
Cowdrey, George A.  
Cummings, John W.  
Curtis, Orson B.  
Daly, Anthony C.  
Desmond, Cornelius.  
Doherty, Daniel.  
Eager, Edward R.  
Emery, Levi.  
Everett, Noble W.  
Flood, John T.  
French, Gardner.  
Galligan, John H.  
Gardner, Nelson.  
Gargan, Francis.  
Hardy, Noah L.  
Hastings, Thomas J.  
Hathaway, Rawson.  
Hayden, George F.  
Hooper, John H.  
Ingalls, Charles H.

Messrs. Jager, Charles V.  
Jenkins, Edward J.  
Kelley, Joseph J.  
Kelly, Jarvis P.  
Keyes, Patrick.  
Leary, Frank D.  
Leighton, Edwin F.  
Locke, James L.  
Lovell, Benjamin S.  
Lowther, George W.  
Macomber, William P.  
Mahony, James T.  
Manning, William.  
Marden, Frederic A.  
Marlor, John.  
McGibbons, Samuel S.  
McGlynn, Patrick M.  
Mellen, James H.  
Merriam, Artemus.  
Moore, Phillips.  
Moors, Albert.  
Murphy, Patrick F.  
Newton, John F.  
Noyes, Charles J.  
Nugent, James H.  
O'Neil, Joseph H.  
Osgood, Charles S.  
Otis, John L.  
Packard, Henry B.  
Parmenter, J. Sumner.  
Prescott, Charles J.  
Price, George.  
Putnam, Henry W.



rence, with amendments, came down, with the indorsement that the Senate concurred in the amendments at [A] and [C], and non-concurred in the amendment at [B], inserting a new section, prohibiting the use of the "gag."

Mr. Baker of Beverly moved that the House insist on its amendment. Mr. King of Boston moved that the House recede, which latter motion was carried by a vote of 93 to 86. Mr. Kelley of Cambridge asked that the vote be verified by the yeas and nays, which were ordered; and, the roll being called, the House receded by a vote of 99 yeas to 92 nays, as follows:—

## YEAS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Glines, Jacob T. |
| Allen, Charles H.           | Goulding, Frank P.       |
| Ames, James H.              | Greene, Thomas R.        |
| Anthony, Job K.             | Hale, Edwin B.           |
| Bancroft, Alonzo.           | Hathaway, Thomas B.      |
| Barnes, Sidney.             | Hawks, Alanson K.        |
| Beach, Theodore D.          | Hawkes, Nathan M.        |
| Blanchard, William.         | Hildreth, James, 2d.     |
| Bliss, William B.           | Hill, Clement H.         |
| Bonney, Henry C.            | Hill, Hamilton A.        |
| Brigham, George O.          | Howe, Simon H.           |
| Brown, Luther J.            | Hutchinson, Eben.        |
| Burnett, Martin W.          | Hyde, Henry D.           |
| Bush, Charles W.            | Jennings, Andrew J.      |
| Byram, Charles R.           | Johnson, Henry A.        |
| Case, Charles A.            | Jones, Augustine.        |
| Chamberlain, Alvin B.       | Kimball, Ensign.         |
| Chase, Charles H.           | King, William S.         |
| Clark, Leonard.             | Knowlton, Marcus P.      |
| Clough, Benjamin.           | Lincoln, George C.       |
| Colburn, George F.          | Lovell, Andrew.          |
| Cooke, Hiram N.             | Lovell, John D.          |
| Cornell, John.              | Macomber, Pardon.        |
| Cornish, Israel C.          | Marsh, Edwin W.          |
| Cunningham, Thomas.         | Marshall, George S.      |
| Curtice, John W.            | McPherson, Eben'r M.     |
| Davis, Charles A.           | Merritt, Amos W.         |
| Doane, Abiathar.            | Moseley, Frederick P.    |
| Dunham, Jarvis N.           | Noble, Joseph G.         |
| Ellis, W. Irving.           | Paddock, Henry.          |
| Fairbank, John B.           | Paige, Calvin D.         |
| Field, Lucius.              | Paige, Lucius R.         |
| Field, Ralph A.             | Partridge, David A.      |
| Fish, Isaiah.               | Perry, Josiah.           |
| Gilbert, Edwin.             | Pike, James D.           |
| Gilman, Freeman L.          | Pillsbury, Albert E.     |

**Messrs.** Potter, Timothy D.  
Powers, Henry W.  
Randall, David.  
Reed, William.  
Reed, William, jun.  
Robinson, William.  
Sanford, Baalis, jun.  
Sargent, Lucius M.  
Smith, Matthew.  
Spaulding, Pliny F.  
Spaulding, Timothy G.  
Sprague, Leander.  
Stiles, Henry S.  
Taft, Zadok A.

**Messrs.** Thompson, Leon'd, jun.  
Thurston, Charles F.  
Underwood, Horace.  
Wade, Levi C.  
Wadsworth, Alexander.  
Wales, Abijah T.  
Washburn, John D.  
White, Newton.  
Whitehead, Joseph.  
Wilcox, Henry M.  
Winn, John.  
Wood, Solon.  
Wyman, Oliver B.

**NAYS.**

**Messrs.** Baker, John I.  
Barnes, Charles E.  
Beal, Melvin.  
Bent, Myron W.  
Billings, Joseph.  
Bird, Francis W.  
Bolles, Matthew.  
Brackett, John Q. A.  
Brooks, William A.  
Carberry, William H.  
Carll, Francis.  
Carroll, Lewis.  
Chapin, Nahum.  
Cowdrey, George A.  
Cummings, John W.  
Curtis, Orson B.  
Daly, Anthony C.  
Desmond, Cornelius.  
Doherty, Daniel.  
Eager, Edward R.  
Emery, Levi.  
Everett, Noble W.  
Flood, John T.  
French, Gardner.  
Galligan, John H.  
Gardner, Nelson.  
Gargan, Francis.  
Hardy, Noah L.  
Hastings, Thomas J.  
Hathaway, Rawson.  
Hayden, George F.  
Hooper, John H.  
Ingalls, Charles H.

**Messrs.** Jager, Charles V.  
Jenkins, Edward J.  
Kelley, Joseph J.  
Kelly, Jarvis P.  
Keyes, Patrick.  
Leary, Frank D.  
Leighton, Edwin F.  
Locke, James L.  
Lovell, Benjamin S.  
Lowther, George W.  
Macomber, William P.  
Mahony, James T.  
Manning, William.  
Marden, Frederic A.  
Marlor, John.  
McGibbons, Samuel S.  
McGlynn, Patrick M.  
Mellen, James H.  
Merriam, Artemus.  
Moore, Phillips.  
Moors, Albert.  
Murphy, Patrick F.  
Newton, John F.  
Noyes, Charles J.  
Nugent, James H.  
O'Neil, Joseph H.  
Osgood, Charles S.  
Otis, John L.  
Packard, Henry B.  
Parmenter, J. Sumner.  
Prescott, Charles J.  
Price, George.  
Putnam, Henry W.

|                         |                         |
|-------------------------|-------------------------|
| Messrs. Rand, Oliver J. | Messrs. Tilton, John W. |
| Ranlett, Charles E.     | Tucker, Payson E.       |
| Read, William A.        | Walsh, James L.         |
| Richards, James H.      | Walton, Solon.          |
| Shea, John B.           | Warren, Alonzo.         |
| Shortle, Henry.         | Webster, Abel.          |
| Smyth, William A. S.    | Webster, Edwin R.       |
| Soule, Rufus A.         | Wentworth, Samuel H.    |
| Stackpole, Stephen A.   | White, Daniel N.        |
| Stone, Eben F.          | Wiggin, William H.      |
| Stuart, William J.      | Wilder, Henry H.        |
| Swift, Van Rensselaer.  | Wilson, George A.       |
| Thomas, Edward I.       | Wiswell, Joseph.        |

Yeas, 99 ; nays, 92.

On this question Mr. Nickerson of Somerville, who would have voted in the affirmative, was announced as paired with Mr. Rinn of Lawrence.

At 6.05 adjourned.

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FRIDAY, May 17, 1878.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Reconsideration.*

The "gag."

Mr. Baker of Beverly moved to reconsider the vote whereby the House, yesterday receded from its amendment, inserting a new section in the Senate Bill in relation to the penal institutions of the Commonwealth; which motion was lost by a vote of 85 to 92. Mr. Mellen of Worcester asked that the vote be verified by the yeas and nays, which were ordered; and, the roll being called, the House again refused to reconsider, by a vote of 103 yeas to 104 nays, as follows:—

YEAS.

|                            |                          |
|----------------------------|--------------------------|
| Messrs. Andrews, Israel W. | Messrs. Bird, Francis W. |
| Baker, John I.             | Bolles, Matthew.         |
| Barnes, Charles E.         | Brackett, John Q. A.     |
| Beal, Melvin.              | Carberry, William H.     |
| Belcher, George C.         | Carroll, Lewis.          |
| Bent, Myron W.             | Chapin, Nahum.           |
| Billings, Joseph.          | Cobb, Philander.         |

**Messrs. Coffin, Samuel.**

Cook, William H.  
 Cowdrey, George A.  
 Cummings, John W.  
 Curtis, Jason L.  
 Curtis, Orson B.  
 Cushing, Levi L., jun.  
 Daly, Anthony C.  
 Desmond, Cornelius.  
 Doherty, Daniel.  
 Eager, Edward R.  
 Everett, Noble W.  
 Flood, John T.  
 French, Gardner.  
 Galligan, John H.  
 Gargan, Francis.  
 Hardy, Noah L.  
 Hastings, Thomas J.  
 Hathaway, Rawson.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Hooper, John H.  
 Humphrey, John.  
 Ingalls, Charles H.  
 Jager, Charles V.  
 Jenkins, Edward J.  
 Kelley, Joseph J.  
 Keyes, Patrick.  
 Leary, Frank D.  
 Leighton, Edwin F.  
 Lewis, John A.  
 Lovell, Benjamin S.  
 Lowther, George W.  
 Macomber, William P.  
 Mahon, John.  
 Mahony, James T.  
 Manning, William.  
 Marden, Frederic A.  
 Marlor, John.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Merriam, Artemus.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbridge G., jun.

**Messrs. Murphy, Patrick F.**

Newton, John F.  
 Noyes, Charles J.  
 Nugent, James H.  
 Oakman, William C.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Otis, John L.  
 Packard, Henry B.  
 Parmenter, J. Sumner.  
 Phillips, Benjamin A.  
 Prescott, Charles J.  
 Price, George.  
 Rand, Oliver J.  
 Ranlett, Charles E.  
 Read, William A.  
 Reed, William, jun.  
 Rice, George W.  
 Richards, James H.  
 Richardson, Jesper.  
 Rinn, Michael.  
 Sargent, Edmund P.  
 Shortle, Henry.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Stackpole, Stephen A.  
 Stone, Eben F.  
 Stuart, William J.  
 Thomas, Edward I.  
 Tilton, John W.  
 Tucker, Payson E.  
 Walsh, James L.  
 Walton, Solon.  
 Warren, Alonzo.  
 Webster, Abel.  
 Webster, Edwin R.  
 Wentworth, Samuel H.  
 White, Daniel N.  
 Wiggin, William H.  
 Wilder, Henry H.  
 Wilson, George A.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wright, John H.

**NAYS.**

**Messrs. Aldrich, Charles P.**  
 Allen, Charles H.

**Messrs. Ames, James H.**  
 Anthony, Job K.

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs. Baker, George M.</b> | <b>Messrs. Kimball, Ensign.</b> |
| <b>Bancroft, Alonzo.</b>        | <b>King, William S.</b>         |
| <b>Barnes, Sidney.</b>          | <b>Knowlton, Marcus P.</b>      |
| <b>Barrett, George V.</b>       | <b>Lincoln, George C.</b>       |
| <b>Bartholomew, Elisha P.</b>   | <b>Lovell, John D.</b>          |
| <b>Bartlett, James E. T.</b>    | <b>Macomber, Pardon.</b>        |
| <b>Beach, Theodore D.</b>       | <b>Marsh, Edwin W.</b>          |
| <b>Blanchard, William.</b>      | <b>Marshall, George S.</b>      |
| <b>Bliss, William B.</b>        | <b>McPherson, Eben'r M.</b>     |
| <b>Bonney, Henry C.</b>         | <b>Merritt, Amos W.</b>         |
| <b>Brigham, George O.</b>       | <b>Moseley, Frederick P.</b>    |
| <b>Brooks, William A.</b>       | <b>Noble, Joseph G.</b>         |
| <b>Burnett, Martin W.</b>       | <b>Noyes, Chauncey O.</b>       |
| <b>Bush, Charles W.</b>         | <b>Paige, Calvin D.</b>         |
| <b>Carll, Francis.</b>          | <b>Paige, Lucius R.</b>         |
| <b>Chamberlain, Alvin B.</b>    | <b>Partridge, David A.</b>      |
| <b>Chase, Charles H.</b>        | <b>Peck, William G.</b>         |
| <b>Clark, Leonard.</b>          | <b>Perry, Josiah.</b>           |
| <b>Clough, Benjamin.</b>        | <b>Pike, James D.</b>           |
| <b>Colburn, George F.</b>       | <b>Potter, Timothy D.</b>       |
| <b>Cooke, Hiram N.</b>          | <b>Powers, Henry W.</b>         |
| <b>Cornell, John.</b>           | <b>Pynchon, William.</b>        |
| <b>Cunningham, Thomas.</b>      | <b>Randall, David.</b>          |
| <b>Curtice, John W.</b>         | <b>Reed, William.</b>           |
| <b>Davis, Charles A.</b>        | <b>Ricker, John W.</b>          |
| <b>Doane, Freeman.</b>          | <b>Robinson, William.</b>       |
| <b>Dunham, Jarvis N.</b>        | <b>Sanford, Baalis, jun.</b>    |
| <b>Ellis, W. Irving.</b>        | <b>Sargent, Lucius M.</b>       |
| <b>Emory, James W.</b>          | <b>Smith, Matthew.</b>          |
| <b>Field, Lucius.</b>           | <b>Spaulding, Pliny F.</b>      |
| <b>Field, Ralph A.</b>          | <b>Spaulding, Timothy G.</b>    |
| <b>Fish, Isaiah.</b>            | <b>Sprague, Leander.</b>        |
| <b>Gilbert, Edwin.</b>          | <b>Stiles, Henry S.</b>         |
| <b>Gilman, Freeman L.</b>       | <b>Studley, Ezekiel R.</b>      |
| <b>Glines, Jacob T.</b>         | <b>Swift, Van Rensselaer.</b>   |
| <b>Goulding, Frank P.</b>       | <b>Taft, Zadok A.</b>           |
| <b>Greene, Thomas R.</b>        | <b>Thompson, Leon'd, jun.</b>   |
| <b>Hale, Edwin B.</b>           | <b>Thurston, Charles F.</b>     |
| <b>Haskell, Edward H.</b>       | <b>Underwood, Horace.</b>       |
| <b>Hathaway, Thomas B.</b>      | <b>Wade, Levi C.</b>            |
| <b>Hawks, Alanson K.</b>        | <b>Wadsworth, Alexander.</b>    |
| <b>Hildreth, James, 2d.</b>     | <b>Wales, Abijah T.</b>         |
| <b>Hill, Hamilton A.</b>        | <b>Washburn, John D.</b>        |
| <b>Howe, Simon H.</b>           | <b>White, Newton.</b>           |
| <b>Howe, William.</b>           | <b>Whitehouse, Sydney F.</b>    |
| <b>Hyde, Henry D.</b>           | <b>Whitmore, Charles S.</b>     |
| <b>Jackson, John.</b>           | <b>Wilder, Sydney.</b>          |
| <b>Jennings, Andrew J.</b>      | <b>Winn, John.</b>              |
| <b>Johnson, Henry A.</b>        | <b>Wood, Solon.</b>             |
| <b>Kelly, Jarvis P.</b>         | <b>Wyman, Oliver B.</b>         |

Yeas, 103 ; nays, 104.

On this question Messrs. McGibbons of Lynn, Shea of Boston, and Putnam, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Jones of Lynn, Fairbank of Oakham, and Lovell of Barnstable.

*Papers from the Senate.*

The House Bill relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations, came down from the Senate, passed to be engrossed in concurrence, with an amendment, in which the House concurred under suspension of the rule.

Taxation of copartnerships, etc.

The House Bill providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth came down from the Senate, passed to be engrossed in concurrence, with amendments, in which the House concurred under suspension of the rule.

Clapp and Ballou.

The House Bill making appropriations to meet certain expenditures authorized the present year, and for other purposes, came down, passed to be engrossed in concurrence, with an amendment allowing to Thomas Cahill \$1,000 "in consideration of his arrest and imprisonment on the charge of murder upon which he was discharged without trial, and in consideration of his expenses incurred in consequence thereof." There being no objection, the rule was suspended, and the amendment was considered. Mr. Fairbank of Oakham moved that the House non-concur in the amendment. Mr. Bird of Walpole moved to concur with an amendment. Pending these questions, the bill was laid on the table, on motion of Mr. Brackett of Boston, by a vote of 104 to 83.

T. Cahill.

*Introduced on Leave.*

Thereupon Mr. Brackett of Boston asked leave to introduce a Resolve in favor of Thomas Cahill, which was granted by a vote of 116 to 74.

T. Cahill.

Mr. Dunham of Pittsfield moved to suspend the rule requiring the resolve to be referred to a committee, which was lost by a vote of 69 to 118. On motion of Mr. Osgood of Salem the resolve was referred to the committee on Finance.

Subsequently that committee (Messrs. Stone of Newburyport, Hill of Boston, and Brown of Fitchburg dis-

Point of order.

senting) reported that the resolve ought to pass with an amendment in line two, striking out the word "paid," and inserting the word "allowed." Mr. Stone of Newburyport raised the question of order that the resolve is within the 20th joint Rule. The Speaker said, —

"No member can introduce a bill of his own motion. He must obtain leave of the House, the grant of which is by a majority vote. When introduced, if it comes under the 20th joint Rule, it must be referred to the next General Court. That rule is to the effect that certain petitions, &c., 'and all other subjects of legislation which shall be proposed or introduced after the first day of March, shall be referred to the next General Court.'

"Is this resolve a new '*subject*' of legislation? is it an 'other subject'? or is it a 'subject' which is not now for the first time introduced?

"It will be noticed that the broad term used is 'subject of legislation,' referring, not to the *form*, but to the *matter*, of legislation.

"Is this new matter?

"A petition asking for the grant contained in this resolve was introduced very early in the session. A joint committee of both Houses, to whom it was referred, reported leave to withdraw, for which the Senate substituted a Resolve in favor of Thomas Cahill. That resolve came to the House, and has here been laid aside as a money-bill originating in the Senate, and therefore unconstitutional. As such, it is now on our files. If, being unconstitutional, it never had any vitality, then it might possibly be said, no final action at all has ever been taken on the original report of the committee, and the matter is still pending; and that if, on the other hand, it has any vitality, then it is on our files, not to be made a law, because in its present origination it cannot be enacted, but perhaps to be re-committed, or otherwise disposed of.

"But, without going into these questions, it is further true, that the Senate have tacked as an amendment to a House appropriation bill the same subject matter in the form of a grant, substantially like that contained in the resolve now in question; and that that House bill came this morning to the House for concurrence in that amendment: pending the question on which, it was laid on the table, and is there at this moment, and was there before the resolve now in question was introduced.

"With this chain of incidents still pending; with the original petition, perhaps, either never disposed of at all,

because the report on it was unconstitutionally modified in the other branch (or if any way properly here, then on our files for such disposition, if any, as it is entitled to); and with the same subject matter on our table, in the form of a Senate amendment tacked to a House bill,—with doubtful propriety perhaps, but not objected to as yet, and no doubt justified by many precedents,—can it be said that the ‘subject’ matter of the resolve now in question is new ‘subject’ matter, or now for the first time introduced? The Chair must rule, therefore, that the 20th joint.Rule does not apply to this resolve, so as to require its reference to the next General Court.”

The resolve was read a second time, and amended as recommended by the committee on Finance. On the main question the yeas and nays were ordered, on request of Mr. Fairbank of Oakham; and, the roll being called, the resolve was ordered to a third reading by a vote of 96 yeas to 90 nays, as follows:—

## YEAS.

Messrs. Belcher, George C.  
Bent, Myron W.  
Bird, Francis W.  
Bonney, Henry C.  
Brackett, John Q. A.  
Brooks, William A.  
Brown, Luther J.  
Bush, Charles W.  
Byram, Charles R.  
Carberry, William H.  
Carroll, Lewis.  
Case, Charles A.  
Chapin, Nahum.  
Chase, Charles H.  
Cobb, Philander.  
Coffin, Samuel.  
Cook, William H.  
Cornish, Israel C.  
Cummings, John W.  
Cunningham, Thomas.  
Cushing, Levi L., jun.  
Davis, Charles A.  
Desmond, Cornelius.  
Doherty, Daniel.  
Dunham, Jarvis N.  
Flood, John T.  
French, Gardner.  
Galligan, John H.

Messrs. Gardner, Nelson.  
Gargan, Francis.  
Gilman, Freeman L.  
Glines, Jacob T.  
Greene, Thomas R.  
Hathaway, Thomas B.  
Hayden, George F.  
Howe, Asa F.  
Howe, Simon H.  
Hutchinson, Eben.  
Ingalls, Charles H.  
Jager, Charles V.  
Jenkins, Edward J.  
Kelley, Joseph J.  
Keyes, Patrick.  
King, William S.  
Leary, Frank D.  
Lincoln, George C.  
Lovell, Benjamin S.  
Lowther, George W.  
Mahon, John.  
Mahony, James T.  
Manning, William.  
Marden, Frederic A.  
Marsh, Edwin W.  
McGlynn, Patrick M.  
McPherson, Eben'r M.  
Mellen, James H.



|                           |                              |
|---------------------------|------------------------------|
| Messrs. Merriam, Artemus. | Messrs. Smyth, William A. S. |
| Moore, Phillips.          | Soule, Rufus A.              |
| Moors, Albert.            | Spaulding, Pliny F.          |
| Morton, Elbridge G., jun. | Spaulding, Timothy G.        |
| Murphy, Patrick F.        | Sprague, Leander.            |
| Noyes, Charles J.         | Stackpole, Stephen A.        |
| Nugent, James H.          | Stuart, William J.           |
| Oakman, William C.        | Tucker, Payson E.            |
| O'Neil, Joseph H.         | Walsh, James L.              |
| Osgood, Charles S.        | Warren, Alonzo.              |
| Packard, Henry B.         | Webster, Abel.               |
| Parmenter, J. Sumner.     | Wentworth, Samuel H.         |
| Phillips, Benjamin A.     | Whitehead, Joseph.           |
| Pike, James D.            | Whitehouse, Sydney F.        |
| Prescott, Charles J.      | Wiggin, William H.           |
| Read, William A.          | Wilson, George A.            |
| Reed, William, jun.       | Wiswell, Joseph.             |
| Richardson, Jesper.       | Wood, Solon.                 |
| Rinn, Michael.            | Wright, John H.              |
| Smith, Matthew.           | Wyman, Oliver B.             |

## NAYS.

|                             |                       |
|-----------------------------|-----------------------|
| Messrs. Aldrich, Charles P. | Messrs. Fish, Isaiah. |
| Anthony, Job K.             | Gilbert, Edwin.       |
| Baker, George M.            | Goulding, Frank P.    |
| Bancroft, Alonzo.           | Hale, Edwin B.        |
| Barnes, Charles E.          | Hastings, Thomas J.   |
| Barnes, Sidney.             | Hathaway, Rawson.     |
| Barrett, George V.          | Hawks, Alanson K.     |
| Bartholomew, Elisha P.      | Hildreth, James, 2d.  |
| Bartlett, James E. T.       | Hill, Hamilton A.     |
| Beal, Melvin.               | Hooper, John H.       |
| Billings, Joseph.           | Howe, William.        |
| Blanchard, William.         | Humphrey, John.       |
| Bolles, Matthew.            | Hyde, Henry D.        |
| Burnett, Martin W.          | Jackson, John.        |
| Carll, Francis.             | Jennings, Andrew J.   |
| Clark, Leonard.             | Kimball, Ensign.      |
| Colburn, George F.          | Knowlton, Marcus P.   |
| Cooke, Hiram N.             | Lovell, John D.       |
| Cornell, John.              | Macomber, Pardon.     |
| Curtice, John W.            | Macomber, William P.  |
| Curtis, Orson B.            | Marlor, John.         |
| Eager, Edward R.            | Merritt, Amos W.      |
| Ellis, W. Irving.           | Newton, John F.       |
| Emory, James W.             | Otis, John L.         |
| Fairbank, John B.           | Paige, Calvin D.      |
| Field, Lucius.              | Paige, Lucius R.      |
| Field, Ralph A.             | Partridge, David A.   |

Messrs. Peck, William G.  
 Perry, Josiah.  
 Pillsbury, Albert E.  
 Potter, Timothy D.  
 Powers, Henry W.  
 Price, George.  
 Pynchon, William.  
 Rand, Oliver J.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, William.  
 Ricker, John W.  
 • Robinson, William.  
 Sanford, Baalis, jun.  
 Sargent, Lucius M.  
 Shortle, Henry.  
 Stiles, Henry S.  
 Stone, Eben F.

Messrs. Studley, Ezekiel R.  
 Swift, Van Rensselaer.  
 Taft, Zadok A.  
 Thomas, Edward I.  
 Thompson, Leon'd, jun.  
 Underwood, Horace.  
 Wade, Levi C.  
 Wadsworth, Alexander.  
 Walton, Solon.  
 Washburn, John D.  
 Webster, Edwin R.  
 White, Daniel N.  
 White, Newton.  
 Whitmore, Charles S.  
 Wilcox, Henry M.  
 Wilder, Henry H.  
 Wilder, Sydney.  
 Winn, John.

Yeas, 96 ; nays, 90.

On this question Messrs. Turner of Boston, and Hardy of Natick, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Chamberlain of Sturbridge, and Tilton of Haverhill.

*Bills Enacted, and Resolves Passed.*

Engrossed bills:

Bills enacted.

Regulating the fees of officers in making attachments of personal property ;

To amend an act providing for an increase in the number of assistant watchmen employed at the State Prison ;

To permit the establishment of a union freight-depot in Greenfield ;

In addition to an act in relation to the metric system of weights and measures ;

Relative to the establishment of a passenger-station in Greenfield, and re-imbursements for land damages in that town ;

To apportion and assess a State tax of one million dollars ;

Relative to the taxation of the property of certain manufacturing companies, copartnerships, and associations ;

(Which severally originated in the House of Representatives) ;

Relating to replevin bonds ; and

Relative to the Troy and Greenfield Railroad in the

State of Vermont, otherwise known as the Southern Vermont Railroad, and certain railroads in Vermont to be constructed to connect with the Troy and Greenfield Railroad;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves:

In favor of the State Lunatic Hospital at Danvers;

Relative to the printing and issue of the code of regulations for the Massachusetts Volunteer Militia;

In relation to improvements and repairs of the State House;

In favor of Charles Fisher of Westport;

(Which severally originated in the House of Representatives);

Were severally passed, signed, and sent to the Senate.

At 1.10 adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

#### *Introduced on Leave.*

Repairs on  
State House.

By Mr. Osgood of Salem, a Resolve providing for repairs on the State House. Read and considered under suspension of the 20th joint Rule. Also read a second and third time under suspension of the rules. Passed to be engrossed, and sent up for concurrence.

#### *Order of the Day.*

T. Cahill.

The Resolve in favor of Thomas Cahill was read a third time, and amended on motion of Mr. Thomas of Brookline. On the main question the yeas and nays were ordered, on request of Mr. Clark of Springfield; and, the roll being called, the resolve was passed to be engrossed, and sent up for concurrence, the vote being 113 yeas to 97 nays, as follows:—

#### YEAS.

Messrs. Andrews, Israel W.  
Baker, John I.  
Belcher, George C.

Messrs. Bent, Myron W.  
Bird, Francis W.  
Brackett, John Q. A.

**Messrs.** Brooks, William A.  
 Bush, Charles W.  
 Byram, Charles R.  
 Carberry, William H.  
 Carroll, Lewis.  
 Case, Charles A.  
 Chapin, Nahum.  
 Chase, Charles H.  
 Cobb, Philander.  
 Coffin, Samuel.  
 Cook, William H.  
 Cornish, Israel C.  
 Cowdrey, George A.  
 Cummings, John W.  
 Cunningham, Thomas.  
 Curtis, Jason L.  
 Cushing, Levi L., jun.  
 Daly, Anthony C.  
 Davis, Charles A.  
 Desmond, Cornelius.  
 Doherty, Daniel.  
 Dunham, Jarvis N.  
 Ellis, W. Irving.  
 Flood, John T.  
 French, Gardner.  
 Galligan, John H.  
 Gardner, Nelson.  
 Gargan, Francis.  
 Gilman, Freeman L.  
 Greene, Thomas R.  
 Hardy, Noah L.  
 Hathaway, Thomas B.  
 Hawkes, Nathan M.  
 Hayden, George F.  
 Howe, Asa F.  
 Howe, Simon H.  
 Hutchinson, Eben.  
 Ingalls, Charles H.  
 Jager, Charles V.  
 Jenkins, Edward J.  
 Jones, Augustine.  
 Kelley, Joseph J.  
 Kelly, Jarvis P.  
 Keyes, Patrick.  
 King, William S.  
 Leary, Frank D.  
 Leighton, Edwin F.  
 Lewis, John A.  
 Lincoln, George C.  
 Locke, James L.

**Messrs.** Lovell, Andrew.  
 Lovell, Benjamin S.  
 Lowther, George W.  
 Mahon, John.  
 Mahony, James T.  
 Manning, William.  
 Marden, Frederic A.  
 Marsh, Edwin W.  
 Marshall, George S.  
 McGibbons, Samuel S.  
 McPherson, Eben'r M.  
 Mellen, James H.  
 Merriam, Artemus.  
 Moore, Phillips.  
 Moors, Albert.  
 Morton, Elbr'ge G., jun.  
 Moseley, Frederick P.  
 Murphy, Patrick F.  
 Noyes, Charles J.  
 Nugent, James H.  
 Oakman, William C.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Packard, Henry B.  
 Parmenter, J. Sumner.  
 Phillips, Benjamin A.  
 Pike, James D.  
 Prescott, Charles J.  
 Read, William A.  
 Reed, William, jun.  
 Rice, George W.  
 Richards, James H.  
 Richardson, Jesper.  
 Rinn, Michael.  
 Shea, John B.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Spaulding, Pliny F.  
 Spaulding, Timothy G.  
 Sprague, Leander.  
 Stackpole, Stephen A.  
 Stuart, William J.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Walsh, James L.  
 Warren, Alonzo.  
 Webster, Abel.  
 Wentworth, Samuel H.  
 White, Daniel N.  
 Whitehead, Joseph.

|                                      |                             |
|--------------------------------------|-----------------------------|
| <b>Messrs. Whitehouse, Sydney F.</b> | <b>Messrs. Wood, Solon.</b> |
| <b>Wiggin, William H.</b>            | <b>Wright, John H.</b>      |
| <b>Wilson, George A.</b>             | <b>Wyman, Oliver B.</b>     |
| <b>Wiswell, Joseph.</b>              |                             |

## NAYS.

|                                    |                                |
|------------------------------------|--------------------------------|
| <b>Messrs. Aldrich, Charles P.</b> | <b>Messrs. Humphrey, John.</b> |
| <b>Ames, James H.</b>              | <b>Hyde, Henry D.</b>          |
| <b>Anthony, Job K.</b>             | <b>Jackson, John.</b>          |
| <b>Baker, George M.</b>            | <b>Jennings, Andrew J.</b>     |
| <b>Bancroft, Alonzo.</b>           | <b>Johnson, Henry A.</b>       |
| <b>Barnes, Sidney.</b>             | <b>Kimball, Ensign.</b>        |
| <b>Barrett, George V.</b>          | <b>Knowlton, Marcus P.</b>     |
| <b>Bartholomew, Elisha P.</b>      | <b>Lovell, John D.</b>         |
| <b>Bartlett, James E. T.</b>       | <b>Macomber, William P.</b>    |
| <b>Beach, Theodore D.</b>          | <b>Marlor, John.</b>           |
| <b>Beal, Melvin.</b>               | <b>Merritt, Amos W.</b>        |
| <b>Blanchard, William.</b>         | <b>Newton, John F.</b>         |
| <b>Bliss, William B.</b>           | <b>Nickerson, Richard E.</b>   |
| <b>Bolles, Matthew.</b>            | <b>Noble, Joseph G.</b>        |
| <b>Brigham, George O.</b>          | <b>Noyes, Chauncey O.</b>      |
| <b>Burnett, Martin W.</b>          | <b>Otis, John L.</b>           |
| <b>Carll, Francis.</b>             | <b>Paddock, Henry.</b>         |
| <b>Clark, Leonard.</b>             | <b>Paige, Calvin D.</b>        |
| <b>Clough, Benjamin.</b>           | <b>Paige, Lucius R.</b>        |
| <b>Colburn, George F.</b>          | <b>Partridge, David A.</b>     |
| <b>Cooke, Hiram N.</b>             | <b>Peck, William G.</b>        |
| <b>Cornell, John.</b>              | <b>Perry, Josiah.</b>          |
| <b>Curtice, John W.</b>            | <b>Pillsbury, Albert E.</b>    |
| <b>Curtis, Orson B.</b>            | <b>Potter, Timothy D.</b>      |
| <b>Doane, Abiathar.</b>            | <b>Powers, Henry W.</b>        |
| <b>Eager, Edward R.</b>            | <b>Price, George.</b>          |
| <b>Emory, James W.</b>             | <b>Pynchon, William.</b>       |
| <b>Fairbank, John B.</b>           | <b>Rand, Oliver J.</b>         |
| <b>Field, Lucius.</b>              | <b>Randall, David.</b>         |
| <b>Field, Ralph A.</b>             | <b>Ranlett, Charles E.</b>     |
| <b>Fish, Isaiah.</b>               | <b>Reed, William.</b>          |
| <b>Gilbert, Edwin.</b>             | <b>Ricker, John W.</b>         |
| <b>Goulding, Frank P.</b>          | <b>Sanford, Baalis, jun.</b>   |
| <b>Hale, Edwin B.</b>              | <b>Sargent, Lucius M.</b>      |
| <b>Haskell, Edward H.</b>          | <b>Shortle, Henry.</b>         |
| <b>Hastings, Thomas J.</b>         | <b>Stiles, Henry S.</b>        |
| <b>Hathaway, Rawson.</b>           | <b>Stone, Eben F.</b>          |
| <b>Hawks, Alanson K.</b>           | <b>Studley, Ezekiel R.</b>     |
| <b>Hildreth, James, 2d.</b>        | <b>Swift, Van Rensselaer.</b>  |
| <b>Hill, Clement H.</b>            | <b>Taft, Zadok A.</b>          |
| <b>Hill, Hamilton A.</b>           | <b>Thompson, Leon'd, jun.</b>  |
| <b>Hooper, John H.</b>             | <b>Tilton, John W.</b>         |
| <b>Howe, William.</b>              | <b>Underwood, Horace.</b>      |

|                       |                        |
|-----------------------|------------------------|
| Messrs. Wade, Levi C. | Messrs. White, Newton. |
| Wadsworth, Alexander. | Whitmore, Charles S.   |
| Wales, Abijah T.      | Wilder, Henry H.       |
| Walton, Solon.        | Wilder, Sydney.        |
| Washburn, John D.     | Winn, John.            |
| Webster, Edwin R.     |                        |

Yeas, 113 ; nays, 97.

On this question Messrs. McGlynn of Fall River, Turner of Boston, and Coffin of Fall River, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Macomber of Fall River, Chamberlain of Sturbridge, and Barnes of Plymouth.

*Paper from the Senate.*

The report of the committee of Conference on the matters of difference between the two branches, in relation to the Resolve authorizing the Governor and Council to make a settlement with Amaziah Mayo and George G. Baker, contractors for building the Reformatory Prison for Women, that a "Resolve relative to the claim of Amaziah Mayo and George G. Baker for the construction of the Reformatory Prison for Women at Sherborn" should be adopted in place of the resolve first named, was accepted in concurrence, under suspension of the rule.

Mayo and  
Baker.

*Taken from the Table.*

On motion of Mr. Pillsbury of Boston the Bill making appropriations to meet certain expenditures authorized the present year, and for other purposes, was taken from the table. The House non-concurred in the amendment adopted by the Senate ; and the bill was sent to the Senate indorsed accordingly.

Appropriation  
Bill No. 9.

*Report of a Committee.*

By Mr. H. A. Hill of Boston, from the committee on Finance, on an order relative to appropriation bills, a Bill in addition to "An Act making appropriations to meet certain expenditures authorized the present year, and for other purposes." Read ; and, the rules being suspended, the bill took its several readings, was passed to be engrossed, and sent up for concurrence.

Appropriation  
Bill No. 10.

*Resignations of Members.*

N. M. Hawkes  
and J. L. Walsh.

Communications were read by the Speaker from Nathan M. Hawkes, resigning his seat as representative for the Tenth Essex District, and James L. Walsh, resigning his seat as representative for the Second Suffolk District.

On motion of Mr Hutchinson of Chelsea these resignations were severally accepted.

*Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills :

Providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth ;

To provide additional pay to poor and indigent soldiers and sailors ;

Making appropriations to meet certain expenditures authorized the present year, and for other purposes ; and

In addition to " An Act making appropriations to meet certain expenditures authorized the present year, and for other purposes ; "

(Which severally originated in the House of Representatives) ;

In relation to the penal and reformatory institutions of the Commonwealth (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves :

Providing for repairs on the State House ;

In favor of Thomas Cahill ; and

Relative to the claim of Amaziah Mayo and George G. Baker for the construction of the Reformatory Prison for Women at Sherborn ;

(Which severally originated in the House of Representatives) ;

Were severally passed, signed, and sent to the Senate.

*Prorogation.*

Prorogation.

*Ordered,* In concurrence, that a committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon his Excellency the Governor, and inform him that the two branches of the legislature have disposed of all the public business which has been brought before them, and to request him, with the advice and consent of the Council, to prorogue them to the Tuesday next preceding the first Wednesday of January next.

Messrs. Adams, Ropes, and Beal having been appointed by the Senate, Messrs. Fairbank of Oakham, Prescott of Boston, Wentworth of Boston, Jones of Lynn, Ellis of Melrose, Cunningham of Somerville, Cooke of Lenox, Hildreth of Lunenburg, and Billings of Hatfield, were joined on the part of the House.

Mr. Fairbank, from the committee, afterwards reported that they had waited upon his Excellency, and informed him of the action of the two branches; and that his Excellency was pleased to say that he congratulated the members on the conclusion of their labors, and that he would communicate further with the two Houses through the Secretary of the Commonwealth.

At 6.55 o'clock the Secretary of the Commonwealth appeared, and stated that his Excellency had signed two hundred and eighty-four acts and forty-eight resolves, being all that had been placed before him. The Secretary further said that he had been directed by the Governor, with the consent of the Council, and in compliance with the request of the two branches, to prorogue the General Court to the Tuesday next preceding the first Wednesday in January next. And the General Court was prorogued accordingly.

Attest:

GEO. A. MARDEN,  
*Clerk of the House of Representatives.*





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## APPENDIX.

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## APPENDIX.

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[No. 1.]

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ANNUAL REGISTER  
OF THE  
Executive and Legislative Departments  
OF THE  
GOVERNMENT OF MASSACHUSETTS.  
1878.

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EXECUTIVE DEPARTMENT.

| NAME AND OFFICE.                            | Residence.    | Date of Birth.  | Native Place.  | Occupation.        | First year in office. |
|---|---------------|-----------------|----------------|--------------------|-----------------------|
| Alexander H. Rice, Governor . . .           | Boston . .    | Aug. 30, 1818,  | Newton . .     | Merchant . .       | 1876.                 |
| Horatio G. Knight, Lieutenant-Governor .    | Easthampton . | Mar. 24, 1817,  | Easthampton .  | Manuf. & Merchant, | 1852. <sup>1</sup>    |
| Joseph K. Baker, Councillor, Dist. No 1 .   | Dennisport .  | Oct. 8, 1827,   | Dennis . .     | Merchant . .       | 1869. <sup>2</sup>    |
| Harrison Tweed, " " 2 .                     | Taunton . .   | Feb. 17, 1806,  | South Reading, | Taun. Loco. Works, | 1852. <sup>1</sup>    |
| Francis Childs, " " 3 .                     | Boston . .    | July 28, 1820,  | Charlestown .  | Merchant . .       | 1864.                 |
| William W. Tucker, " " 4 .                  | Boston . .    | Mar. 18, 1818,  | Boston . .     | Merchant . .       | 1878.                 |
| Harmon Hall, " " 5 .                        | Saugus . .    | July 22, 1818,  | Portland, Me., | Manufacturer . .   | 1860. <sup>1</sup>    |
| Joseph A. Harwood, " " 6 .                  | Littleton . . | Mar. 26, 1827,  | Littleton . .  | Manuf. & Farmer .  | 1875. <sup>2</sup>    |
| William Upham, " " 7 .                      | Spencer . .   | Feb. 27, 1825,  | Brimfield . .  | Manufacturer . .   | 1857. <sup>1</sup>    |
| Tilly Haynes, " " 8 .                       | Springfield . | Feb. 13, 1828,  | Sudbury . .    | Merchant . .       | 1868. <sup>1</sup>    |
| George H. Campbell, Governor's Priv. Sec'y, | Boston . .    | Sept. 22, 1850, | Amherst, N.H., | Lawyer . .         | 1876.                 |

*Heads of Departments—*

|  |              |                |                  |                    |       |
|--|--------------|----------------|------------------|--------------------|-------|
| Henry B. Peirce, <i>Secretary</i> . . .        | Abington .   | Aug. 6, 1841,  | Duxbury .        | Insurance Broker . | 1876. |
| Charles Endicott, <i>Treasurer</i> . . .       | Canton .     | Oct. 28, 1822, | Canton .         | Lawyer .           | 1870. |
| Julius L. Clarke, <i>Auditor</i> . . .         | Newton .     | Nov. 11, 1813, | Portland, Conn., | Editor .           | 1859. |
| Charles R. Train, <i>Attorney-General</i> . .  | Boston .     | Oct. 18, 1817, | Framingham .     | Lawyer .           | 1847. |
| James A. Cunningham, <i>Adjutant-General</i> . | Gloucester . | Nov. 27, 1830, | Boston .         | Farmer .           | 1866. |

<sup>1</sup> House of Representatives.

<sup>2</sup> In House, 1869; in Senate, 1872; in Council, 1875.

<sup>3</sup> Senate.



## LEGISLATIVE DEPARTMENT.

## SENATE.

J. B. D. COGSWELL, PRESIDENT.

| Districts.               | SENATORS.            | Residence. | Date of Birth. | Native Place.       | Occupation.     | 1st year in Leg.   |
|--------------------------|----------------------|------------|----------------|---------------------|-----------------|--------------------|
| <b>SUFFOLK COUNTY.</b>   |                      |            |                |                     |                 |                    |
| First District           | Henry B. Hill        | Boston     | Nov. 16, 1828, | Salem               | Cooper          | 1872. <sup>1</sup> |
| Second                   | Marcellus Day        | "          | July 27, 1834, | Gloucester          | Manufacturer    | 1880. <sup>1</sup> |
| Third                    | M. J. Flatley        | "          | "              | Ireland             | "               | 1876. <sup>2</sup> |
| Fourth                   | James White          | "          | July 9, 1828,  | Hinsdale            | "               | 1876. <sup>1</sup> |
| Fifth                    | Thomas Gogin         | "          | Feb. 29, 1824, | Stamford, Conn.,    | "               | 1878. <sup>2</sup> |
| Sixth                    | Alvah A. Burrage     | "          | May 30, 1828,  | Leominster          | "               | 1867. <sup>1</sup> |
| Seventh                  | Albert Palmer        | "          | Jan. 17, 1831, | Candia, N.H.        | Ice-business    | 1872. <sup>1</sup> |
| Eighth                   | Joseph S. Ropes      | "          | Feb. 6, 1818,  | Boston              | Merchant        | 1875. <sup>1</sup> |
| <b>Essex County.</b>     |                      |            |                |                     |                 |                    |
| First District           | Amos F. Breed        | Lynn       | Oct. 15, 1830, | Lynn                | Shoe-manufact'r | 1885. <sup>1</sup> |
| Second                   | James J. H. Gregory, | Marblehead | Nov. 7, 1826,  | Marblehead          | Seedaman        | 1877. <sup>2</sup> |
| Third                    | Allan Rogers         | Gloucester | Sept. 6, 1832, | E. Bridgewater      | Merchant        | 1878. <sup>2</sup> |
| Fourth                   | George W. Cate       | Amesbury   | Mar. 10, 1834, | Northwood, N.H.,    | Lawyer          | 1878. <sup>2</sup> |
| Fifth                    | Jackson B. Swett     | Haverhill  | Feb. 12, 1815, | Haverhill           | Shoe-manufact'r | 1876. <sup>1</sup> |
| Sixth                    | Byron Truell         | Lawrence   | Nov. 23, 1834, | St. Johnsbury, Vt., | Merchant        | 1875. <sup>1</sup> |
| <b>Middlesex County.</b> |                      |            |                |                     |                 |                    |
| First District           | Benj. F. Hayes       | Medford    | July --, 1835, | Borwick, Me.        | Lawyer          | 1872. <sup>1</sup> |
| Second                   | Robert R. Blahop     | Newton     | Mar. 31, 1834, | Medfield            | "               | 1874. <sup>1</sup> |
| Third                    | Chas. Theo. Russell, | Cambridge  | Nov. 20, 1815, | Princeton           | "               | 1844. <sup>1</sup> |

APPENDIX.

|                           |                              |                |                 |                  |                    |                    |
|---------------------------|------------------------------|----------------|-----------------|------------------|--------------------|--------------------|
| Fourth District           | Luther H. Sherman,           | Wayland        | Jan. 3, 1838,   | Wayland          | Farmer             | 1877. <sup>2</sup> |
| Fifth                     | Amos J. Saunders             | Pepperell      | Aug. 3, 1826,   | Rowley           | Merchant           | 1873. <sup>1</sup> |
| Sixth                     | Abraham B. Coffin            | Winchester     | Mar. 31, 1831,  | Gilead, Me.      | Lawyer             | 1875. <sup>1</sup> |
| Seventh                   | James C. Abbott              | Lowell         | June 3, 1825,   | Andover          | Attorney-at-law    | 1878. <sup>2</sup> |
| WORCESTER COUNTY.         |                              |                |                 |                  |                    |                    |
| First District            | George S. Barton             | Worcester      | July 18, 1825,  | Millbury         | Manufacturer       | 1887. <sup>2</sup> |
| Second                    | William Knowlton             | Upton          | —               | —                | —                  | —                  |
| Third                     | Ebenezer B. Lynde            | W. Brookfield, | Aug. 31, 1823,  | West Brookfield, | Farmer             | 1877. <sup>2</sup> |
| Fourth                    | Charles Adams, jun.,         | N. Brookfield, | Jan. 31, 1810,  | Antrim, N.H.     | Pres. Sav'gs Bank, | —                  |
| Fifth                     | Charles H. Merriam,          | Leominster     | Mar. 1, 1822,   | Westport, N.Y.,  | Lawyer,            | 1869. <sup>1</sup> |
| HAMPDEN COUNTY.           |                              |                |                 |                  |                    |                    |
| First District            | Charles L. Gardner           | Palmer         | May 26, 1839,   | Cummington       | Lawyer,            | 1875. <sup>1</sup> |
| Second                    | Henry C. Ewing               | Holyoke        | Jan. 15, 1844,  | Littleton, N.H., | Real Estate        | 1877. <sup>2</sup> |
| HAMPSHIRE COUNTY.         |                              |                |                 |                  |                    |                    |
| Hampshire District        | Lewis N. Gilbert             | Ware           | Jan. 25, 1836,  | Pomfret, Conn.,  | Woollen-manuf.     | 1877. <sup>2</sup> |
| FRANKLIN COUNTY.          |                              |                |                 |                  |                    |                    |
| Franklin District         | Henry Winn                   | Buckland       | Dec. 8, 1837,   | Whitingham, Vt., | Lawyer             | 1877. <sup>1</sup> |
| BERKSHIRE COUNTY.         |                              |                |                 |                  |                    |                    |
| North Berkshire District, | Frederick P. Brown,          | No. Adams      | Mar. 31, 1840,  | Whitingham, Vt., | Lawyer             | 1871. <sup>1</sup> |
| South                     | Horace J. Canfield           | Stockbridge    | — 1834,         | New-York City    | —                  | 1877. <sup>1</sup> |
| NORFOLK COUNTY.           |                              |                |                 |                  |                    |                    |
| First Norfolk District    | Henry F. Barker <sup>2</sup> | Quincy         | Oct. 12, 1838,  | Quincy           | Stone-contractor   | 1877. <sup>1</sup> |
| Second                    | William A. Hodges,           | Quincy         | May 15, 1834,   | Petersham        | Baker              | 1875. <sup>1</sup> |
|                           | Frederick D. Ely             | Dedham         | Sept. 24, 1838, | Wrentham         | Lawyer             | 1873. <sup>1</sup> |
| PLYMOUTH COUNTY.          |                              |                |                 |                  |                    |                    |
| First Plymouth District   | Joseph S. Beal               | Kingston       | Aug. 7, 1814,   | Kingston         | Lawyer             | 1846. <sup>1</sup> |
| Second                    | Jonathan White               | Brockton       | Aug. 22, 1819,  | Holbrook         | Attorney-at-law    | 1864. <sup>1</sup> |

<sup>1</sup> House of Representatives.

<sup>2</sup> Senate.

<sup>3</sup> Died during the session. Succeeded by Mr. Hodges.

| DISTRICTS.                                   | SENATORS.         | Residence.   | Date of Birth. | Native Place.  | Occupation.     | 1st year<br>in Leg. |
|--|-------------------|--------------|----------------|----------------|-----------------|---------------------|
| BRISTOL COUNTY.                              |                   |              |                |                |                 |                     |
| First Bristol District                       | Ezra Davol        | Taunton      | Jan. 19, 1838, | Johnston, R.I. | Publisher       | 1878. <sup>2</sup>  |
| Second “                                     | Charles J. Holmes | Fall River   | Mar. 4, 1834,  | Rochester      | Banking         | 1873. <sup>1</sup>  |
| Third “                                      | H. M. Knowlton    | New Bedford, | May 20, 1847,  | Durham, Me.    | Attorney-at-law | 1876. <sup>1</sup>  |
| BARNSTABLE, NANTUCKET<br>AND DUKES COUNTIES. |                   |              |                |                |                 |                     |
| Cape District                                | J. B. D. Cogswell | Yarmouth     | June 6, 1829,  | Yarmouth.      | Attorney        | 1857. <sup>1</sup>  |

<sup>1</sup> House of Representatives.

<sup>2</sup> Senate.

OFFICERS OF THE SENATE.

| NAME AND OFFICE.                        | Residence.   | Date of Birth. | Native Place. | First<br>year in<br>office. |
|---|--------------|----------------|---------------|-----------------------------|
| Stephen N. Gifford, <i>Clerk</i>        | Duxbury      | July 21, 1815, | Pembroke      | 1858.                       |
| Isaac Dunham, <i>Chaplain</i>           | Bridgewater. | Jan. 80, 1818, | Plymouth      | 1876.                       |
| O. F. Mitchell, <i>Sergeant-at-Arms</i> | Bridgewater. | 1838,          | Wareham       | 1875.                       |

# HOUSE OF REPRESENTATIVES.

JOHN D. LONG, SPEAKER.

## APPENDIX.

591

| DISTRICTS.      | REPRESENTATIVES.     | Residence.   | Date of Birth. | Native Place.     | Occupation.         | 1st year in Leg. <sup>1</sup> |
|-----------------|----------------------|--------------|----------------|-------------------|---------------------|-------------------------------|
| SUFFOLK COUNTY. |                      |              |                |                   |                     |                               |
| No. 1 . . .     | Eben. M. McPherson,  | Boston . . . | Oct 24, 1836,  | Shelburne, N.S.   | Merchant . . .      | 1876.                         |
| . . .           | Edwin R. Webster .   | " . . .      | Feb. 20, 1831, | Cabot, Vt. . .    | " . . .             | 1878.                         |
| 2 . . .         | James L. Walsh . . . | " . . .      | Mar. 28, 1843, | Boston . . .      | " . . .             | 1877.                         |
| . . .           | Syd. F. Whitehouse . | " . . .      | Mar. 28, 1822, | Minot, Me. . .    | " . . .             | 1868.                         |
| 3 . . .         | Freeman L. Gilman .  | " . . .      | June 23, 1830, | Gilford, N.H. .   | Granite Dealer .    | 1878.                         |
| . . .           | Eugene L. Norton, .  | " . . .      | Mar. 26, 1825, | Livermore, Me.    | Manuf. & Farmer,    | 1869.                         |
| 4 . . .         | John Turner . . .    | " . . .      | Jan. 23, 1827, | Salem, Me. . .    | Paver & Cont'r .    | 1877.                         |
| . . .           | Charles R. Byram . . | " . . .      | July 25, 1844, | Lowell . . .      | Journalist . . .    | 1878.                         |
| 5 . . .         | . . .                | " . . .      | July 16, 1820, | Jamaica, Vt. .    | Manufacturer . .    | 1877.                         |
| . . .           | . . .                | " . . .      | Oct. 11, 1853, | Boston . . .      | Attorney-at-law .   | 1878.                         |
| 6 . . .         | Cornelius Desmond .  | " . . .      | May 11, 1838,  | Boston . . .      | Printer. . .        | 1877.                         |
| . . .           | Daniel Doherty . . . | " . . .      | Apr. 8, 1838,  | Donegal, Ireland, | Grocer . . .        | 1877.                         |
| 7 . . .         | Sam'l H. Wentworth,  | " . . .      | - . . .        | Sandwich, N.H. .  | Attorney-at-law .   | 1877.                         |
| . . .           | James L. Locke . . . | " . . .      | May 14, 1832,  | Epsom, N.H. . .   | Restaurant-keeper,  | 1868.                         |
| 8 . . .         | Francis Gargan . . . | " . . .      | Dec. -, 1846,  | Boston . . .      | Law Student . .     | 1878.                         |
| . . .           | Edwin F. Leighton .  | " . . .      | Dec. 8, 1839,  | Lowell . . .      | Telegrapher . .     | 1878.                         |
| 9 . . .         | George W. Lowther .  | " . . .      | Jan. 9, 1822,  | Edenton, N.C. .   | Hair-dresser . .    | 1878.                         |
| . . .           | Clement H. Hill . .  | " . . .      | June 7, 1836,  | London, Eng. .    | Counsellor-at-law . | 1877.                         |
| 10 . . .        | Alex'r Wadsworth . . | " . . .      | May 6, 1806,   | Hiram, Me. . .    | Civil Engineer . .  | 1876.                         |

<sup>1</sup> In House, unless otherwise specified.

| DISTRICTS.       |   | REPRESENTATIVES.                              | Residence.      | Date of Birth.                   | Native Place.                          | Occupation.                            | 1st year<br>in Leg. |
|------------------|---|---|-----------------|----------------------------------|--|--|---------------------|
| SUFFOLK Co.—Con. |   |   |                 |                                  |  |  |                     |
| No. 11           | . | Hamilton A. Hill .<br>Charles J. Prescott .   | Boston .<br>" . | Apr. 14, 1827,<br>Feb. 15, 1838, | London, Eng.<br>Boston .               | Retired Merchant.<br>Coal & Wood Deal. | 1878.<br>1877.      |
| 12               | . | Edward J. Jenkins .<br>Patrick F. Murphy .    | " .<br>" .      | Dec. 20, 1854,<br>July 25, 1855, | London .<br>Boston .                   | Lawyer .<br>Book-keeper .              | 1877.<br>1878.      |
| 13               | . | James T. Mahony .<br>John B. Shea .           | " .<br>" .      | July 25, 1843,<br>Aug. 15, 1851, | Kilworth, Ireland,<br>Boston .         | Harness-maker .<br>Book-keeper .       | 1875.<br>1878.      |
| 14               | . | Alonzo Bancroft .<br>Charles J. Noyes .       | " .<br>" .      | Aug. 4, 1820,<br>Aug. 7, 1841,   | Union, N. Y. .<br>Haverhill .          | Chair-maker .<br>Counsellor-at-law .   | 1877.<br>1866.      |
| 15               | . | Stephen A. Stackpole,<br>Alonzo Warren .      | " .<br>" .      | Oct. 26, 1819,<br>June 4, 1827,  | Parsonsfield, Me.<br>Charleston, Vt. . | Trader .<br>Water-wheel Manf.          | 1878.<br>1876.      |
| 16               | . | Frederic A. Marden .<br>Joseph H. O'Neil .    | " .<br>" .      | Nov. 18, 1843,<br>Mar. 28, 1853, | New York .<br>Fall River .             | Physician .<br>Carpenter .             | 1878.<br>1878.      |
| 17               | . | John Q. A. Brackett,<br>Albert E. Pillsbury . | " .<br>" .      | June 8, 1842,<br>Aug. 19, 1849,  | Bradford, N. H. .<br>Milford, N. H. .  | Lawyer .<br>" .                        | 1877.<br>1876.      |
| 18               | . | Charles H. Allen .<br>Henry D. Hyde .         | " .<br>" .      | June —, 1828,<br>Apr. 18, 1838,  | Boston .<br>Southbridge .              | Merchant .<br>Lawyer .                 | 1878.<br>1878.      |
| 19               | . | Charles V. Jaeger .<br>James H. Nugent .      | " .<br>" .      | Dec. 21, 1846,<br>Nov. 1, 1831,  | Germany .<br>Boston .                  | Hotel-keeper .<br>Fresco-painter .     | 1878.<br>1878.      |
| 20               | . | William S. King .<br>Payson E. Tucker .       | " .<br>" .      | Oct. 6, 1818,<br>May 16, 1834,   | New-York City .<br>Dorchester .        | —<br>Counsellor-at-law .               | 1855.<br>1878.      |
| 21               | . | William Blanchard .<br>John F. Newton .       | " .<br>" .      | July 3, 1821,<br>Jan. 15, 1829,  | Boston .<br>Roxbury .                  | Merchant .<br>Provision-dealer .       | 1878.<br>1877.      |
| 22               | . | William H. Carberry,<br>Matthew Bolles .      | " .<br>" .      | Feb. 22, 1849,<br>June 11, 1807, | Roxbury .<br>Ashford, Conn. .          | Iron-moulder .<br>Banker .             | 1878.<br>1878.      |
| 23               | . | Henry A. Johnson .                            | " .             | Mar. 18, 1818,                   | Charlestown .                          | Merchant .                             | 1878.               |

|                  |                                   |                         |                           |                             |                             |       |
|------------------|-----------------------------------|-------------------------|---------------------------|-----------------------------|-----------------------------|-------|
| No. 24 . . . . . | { Frederick P. Moseley, . . . . . | Boston . . . . .        | Sept. 20, 1826, . . . . . | Roston . . . . .            | Iron-merchant . . . . .     | 1875. |
| 25 . . . . .     | { Joseph Wiswell . . . . .        | " . . . . .             | Feb. 5, 1816, . . . . .   | Portland, Me. . . . .       | Merchant Tailor . . . . .   | 1877. |
| 26 . . . . .     | { George A. Wilson . . . . .      | " . . . . .             | Dec. 21, 1825, . . . . .  | Pepperell . . . . .         | Real Estate . . . . .       | 1877. |
|                  | { William Robinson . . . . .      | Chelsea . . . . .       | Jan. 6, 1835, . . . . .   | Boston . . . . .            | Sail-maker . . . . .        | 1877. |
|                  | { Eben Hutchinson . . . . .       | " . . . . .             | Aug. 2, 1841, . . . . .   | Athens, Me. . . . .         | Counsellor-at-law . . . . . | 1878. |
|                  | { Ensign Kimball . . . . .        | Revere . . . . .        | Oct. 7, 1818, . . . . .   | Tamworth, N.H. . . . .      | Farmer . . . . .            | 1853. |
| Essex County.    |                                   |                         |                           |                             |                             |       |
| No. 1 . . . . .  | { Jason Langdon Curtis, . . . . . | Rockport . . . . .      | Nov. 15, 1824, . . . . .  | Kenneb'port, Me., . . . . . | B'ksmith, Mechan. . . . .   | 1878. |
| 2 . . . . .      | { Edward H. Haskell . . . . .     | Gloucester . . . . .    | Oct. 5, 1845, . . . . .   | Gloucester . . . . .        | Paper-business . . . . .    | 1878. |
| 3 . . . . .      | { Charles H. Wonson . . . . .     | E. Gloucester . . . . . | Aug. 9, 1843, . . . . .   | E. Gloucester . . . . .     | Clerk . . . . .             | 1878. |
| 4 . . . . .      | { Jesper Richardson . . . . .     | Gloucester . . . . .    | Mar. 7, 1821, . . . . .   | Middleton . . . . .         | Trader & Manuf. . . . .     | 1878. |
| 5 . . . . .      | { Israel W. Andrews . . . . .     | Danvers . . . . .       | July 1, 1820, . . . . .   | Danvers . . . . .           | Laborer . . . . .           | 1855. |
| 6 . . . . .      | { John I. Baker . . . . .         | Beverly . . . . .       | Aug. 16, 1812, . . . . .  | Beverly . . . . .           | Real Estate Deal. . . . .   | 1840. |
|                  | { Charles H. Chase . . . . .      | Salem . . . . .         | Apr. 1, 1835, . . . . .   | Salem . . . . .             | White-lead Manf. . . . .    | 1877. |
|                  | { Charles S. Osgood . . . . .     | " . . . . .             | Mar. 13, 1839, . . . . .  | Salem . . . . .             | Lawyer . . . . .            | 1874. |
| 7 . . . . .      | { John Jackson . . . . .          | " . . . . .             | May 6, 1822, . . . . .    | Boston . . . . .            | Last Manuf. . . . .         | 1878. |
|                  | { Henry W. Putnam . . . . .       | " . . . . .             | July 20, 1843, . . . . .  | Salem . . . . .             | Man. Salem Press . . . . .  | 1876. |
| 8 . . . . .      | { Lewis Carroll . . . . .         | Marblehead . . . . .    | Oct. 10, 1845, . . . . .  | Marblehead . . . . .        | Shoe-cutter . . . . .       | 1878. |
| 9 . . . . .      | { Benjamin A. Phillips, . . . . . | " . . . . .             | Sept. 8, 1838, . . . . .  | Marblehead . . . . .        | Retail Dealer . . . . .     | 1878. |
|                  | { James H. Richards . . . . .     | Lynn . . . . .          | Sept. 1, 1839, . . . . .  | Lynn . . . . .              | Shoe-cutter . . . . .       | 1877. |
| 10 . . . . .     | { Augustine Jones . . . . .       | " . . . . .             | Oct. 16, 1835, . . . . .  | China, Me. . . . .          | Lawyer . . . . .            | 1878. |
|                  | { Nathan M. Hawkes . . . . .      | " . . . . .             | Nov. 1, 1843, . . . . .   | Lynnfield . . . . .         | " . . . . .                 | 1875. |
| 11 . . . . .     | { John Marlor . . . . .           | " . . . . .             | Sept. 29, 1845, . . . . . | England . . . . .           | Shoe-cutter . . . . .       | 1878. |
| 12 . . . . .     | { Sam'l S. McGibbons, . . . . .   | " . . . . .             | Aug. 26, 1826, . . . . .  | Bedford Co., Pa. . . . .    | Shoe-manufact'r . . . . .   | 1878. |
| 13 . . . . .     | { James E. T. Bartlett, . . . . . | Peabody . . . . .       | July 19, 1825, . . . . .  | Amesbury . . . . .          | Currier . . . . .           | 1876. |
| 14 . . . . .     | { Joseph Whitehead . . . . .      | Saugus . . . . .        | May 20, 1823, . . . . .   | Yorkshire, Eng. . . . .     | Grocer . . . . .            | 1878. |
| 15 . . . . .     | { John Cornell . . . . .          | Andover . . . . .       | Sept. 6, 1830, . . . . .  | Wilmington . . . . .        | Wood & Coal Deal. . . . .   | 1878. |
|                  | { Asa Frederic Howe . . . . .     | Rowley . . . . .        | Jan. 31, 1845, . . . . .  | Rowley . . . . .            | Farmer . . . . .            | 1878. |

APPENDIX.

| DISTRICTS.             | REPRESENTATIVES.       | Residence.      | Date of Birth. | Native Place.     | Occupation.          | 1st year in Leg. |
|------------------------|------------------------|-----------------|----------------|-------------------|----------------------|------------------|
| Essex Co.— <i>Con.</i> |                        |                 |                |                   |                      |                  |
| No. 16 . . .           | John Wesley Ricker,    | Newburyport.    | Mar. 4, 1824,  | Rochester, N.H.,  | House & Sign Pr.,    | 1878.            |
| 17 . . .               | Eben F. Stone. . .     | Newburyport.    | Aug. 3, 1822,  | Newburyport . .   | Lawyer . . .         | 1857.            |
| 18 . . .               | Chauncey O. Noyes,     | Georgetown . .  | Nov. 16, 1840, | Mt. Desert, Me.,  | Carpenter . .        | 1878.            |
| 19 . . .               | Samuel Coffin . . .    | Salisbury . . . | Oct. 9, 1827,  | Salisbury . . .   | Boat-builder .       | 1878.            |
| 20 . . .               | James Davis Pike .     | Merrimac . . .  | Feb. 26, 1829, | Salisbury . . .   | Grocer . . .         | 1864.            |
| 21 . . .               | Wm. Allen Brooks .     | Haverhill . . . | Apr. 2, 1835,  | Buxton, Me. . .   | Dry-goods . .        | 1878.            |
| 22 . . .               | John W. Tilton . .     | " . . .         | Aug. 20, 1844, | Haverhill . . .   | Shoe-manufact'r      | 1877.            |
| 23 . . .               | Edmund P. Sargent,     | Methuen . . .   | Oct. 15, 1823, | Amesbury . . .    | Farmer . . .         | 1878.            |
| 24 . . .               | Michael Rinn . . .     | Lawrence . . .  | Aug. 17, 1846, | Ireland . . .     | Bookseller & Stat'r, | 1878.            |
| 25 . . .               | Abel Webster . . .     | " . . .         | Mar. 6, 1818,  | Wilton, Me. . .   | Iron-founder .       | 1878.            |
| 26 . . .               | Melvin Beal . . .      | " . . .         | Oct. 31, 1832, | Guilford, Me. .   | Officer H. Correc.   | 1878.            |
| 27 . . .               | Levi Emery . . .       | " . . .         | Aug. 12, 1817, | Salem, N.H. . .   | Farmer . . .         | 1877.            |
| Middlesex County.      |                        |                 |                |                   |                      |                  |
| No. 1 . . .            | Levi L. Cushing, jun., | Cambridge . .   | Oct. 17, 1825, | Boston . . .      | Assessor . . .       | 1874.            |
| 2 . . .                | Edwin B. Hale . .      | " . . .         | June 16, 1839, | Orford, N.H. .    | Lawyer . . .         | 1878.            |
| 3 . . .                | Lucius R. Paige . .    | " . . .         | Mar. 8, 1802,  | Hardwick . . .    | Author . . .         | 1878.            |
| 4 . . .                | Oliver J. Rand . .     | " . . .         | Apr. 3, 1820,  | Exeter, N.H. .    | Bookbinder . .       | 1877.            |
| 5 . . .                | Charles F. Thurston,   | " . . .         | Aug. 28, 1844, | Cambridge . .     | Manufacturer .       | 1877.            |
| 6 . . .                | Joseph J. Kelley .     | " . . .         | Nov. 28, 1842, | Ireland . . .     | Cabinet-maker .      | 1877.            |
| 7 . . .                | Rich'd E. Nickerson,   | Somerville . .  | Apr. 29, 1830, | Provincetown .    | Merchant . . .       | 1878.            |
| 8 . . .                | Thos. Cunningham .     | " . . .         | Jan. 8, 1815,  | Groton . . .      | Real Estate . .      | 1877.            |
| 9 . . .                | Jacob T. Glines . .    | " . . .         | July 20, 1817, | Moul'tboro' N.H., | Merchant . . .       | 1878.            |
| 10 . . .               | John H. Hooper . .     | Medford . . .   | May 5, 1838,   | Walpole . . .     | House-carpenter      | 1878.            |
| 11 . . .               | Elisha S. Converse .   | Malden . . .    | July 28, 1820, | Needham . . .     | Tr. Bos. R. Shoe Co. | 1878.            |
| 12 . . .               | George S. Marshall,    | Everett . . .   | June 18, 1833, | Nashua, N.H. .    | Clerk . . .          | 1878.            |

|       |                      |             |                 |                     |                      |       |
|-------|----------------------|-------------|-----------------|---------------------|----------------------|-------|
| No. 9 | W. Irving Ellis      | Melrose.    | Sept. 25, 1829, | Plympton .          | Real Estate .        | 1877. |
| 10    | George A. Cowdrey,   | Stoneham    | Apr. 9, 1848,   | Stoneham .          | Clerk .              | 1878. |
| 11    | Solon Walton .       | Wakefield   | Oct. 11, 1830,  | Wakefield .         | Shoe-finisher        | 1878. |
| 12    | Gardner French       | Reading     | Jan. 13, 1811,  | Tewksbury           | Farmer               | 1878. |
| 13    | L. Thompson, jun.    | Woburn      | Nov. 21, 1817,  | Woburn .            | Hardware, &c.        | 1877. |
| 14    | William G. Peck      | Arlington   | Mar. 12, 1841,  | Boston              | Commission .         | 1878. |
| 15    | Robert Lewis Davis,  | Watertown   | Dec. 8, 1822,   | Concord, N.H.       | Gauger               | 1878. |
| 16    | Charles E. Ranlett . | Newton .    | Nov. 9, 1816,   | Montville, Me.      | -                    | 1877. |
| 17    | Levi C. Wade .       | "           | Jan. 16, 1843,  | Alleg. Cit., Penn., | Lawyer               | 1876. |
| 18    | David Randall .      | Waltham     | Feb. 24, 1818,  | Richmond, N.H.,     | Commis. Merchant,    | 1877. |
| 19    | John Winn .          | Burlington  | July 3, 1828,   | Burlington .        | Farmer               | 1878. |
| 20    | William Manning      | Chelmsford  | Oct. 29, 1823,  | BillERICA           | Farmer & Manuf.,     | 1878. |
| 21    | Patrick Keyes .      | Lowell .    | Jan. 6, 1830,   | Ireland             | Grocer .             | 1877. |
| 22    | William A. Read      | "           | Oct. 10, 1849,  | Lowell              | Dry-goods            | 1877. |
| 23    | Albert Moors .       | "           | Aug. 3, 1828,   | Lowell              | Fin'r Cot. Goods     | 1878. |
| 24    | Francis Carll .      | "           | Oct. 29, 1825,  | Waterboro', Me.,    | Contractor, &c.      | 1877. |
| 25    | William H. Wiggin,   | "           | Aug. 1, 1823,   | Epping, N.H.        | Cont'r & Builder     | 1878. |
| 26    | Henry H. Wilder      | "           | Jan. 16, 1824,  | Leominster          | Merchant             | 1877. |
| 27    | George Minott Baker, | Lincoln .   | Apr. 24, 1826,  | Lincoln             | Farmer               | 1878. |
| 28    | Myron Wallace Bent,  | Wayland     | Sept. 19, 1849, | Wayland .           | Book-keeper .        | 1878. |
| 29    | Noah L. Hardy        | Natick .    | Aug. 18, 1828,  | Hollis, N.H.,       | Sole-leather Cutter, | 1878. |
| 30    | Sydney Wilder        | Holliston   | Sept. 15, 1813, | Lancaster .         | Cop. Pump Manuf.,    | 1878. |
| 31    | John Mahon .         | Hopkinton   | Mar. 20, 1832,  | Ireland             | Dry-goods & Groc's,  | 1878. |
| 32    | Charles S. Whitmore, | Frammingham | Dec. 6, 1815,   | Frammingham         | Coal-dealer .        | 1877. |
| 33    | Simon H. Howe        | Marlborough | Dec. 21, 1835,  | Marlborough         | Shoe-manufactur'r,   | 1878. |
| 34    | Solon Wood .         | Hudson .    | June 4, 1834,   | Hudson              | Merchant             | 1878. |
| 35    | William Reed .       | Westford    | Oct. 3, 1820,   | Acton               | Stone-business       |       |
|       | George V. Barrett    | Ayer .      | July 10, 1839,  | Boston              | R.R. Ticket Agt.,    | 1878. |



| Districts.        |   | REPRESENTATIVES.      | Residence.      | Date of Birth.  | Native Place.    | Occupation.       | 1st year<br>in Leg. |
|-------------------|---|-----------------------|-----------------|-----------------|------------------|-------------------|---------------------|
| WORCESTER COUNTY. |   |                       |                 |                 |                  |                   |                     |
| No. 1             | . | Zadok Arnold Taft .   | Uxbridge        | Nov. 11, 1817,  | Uxbridge .       | Farmer            | 1878.               |
| 2                 | . | William H. Cook .     | Milford .       | Jan. 7, 1843,   | Bennington, Vt.. | Editor .          | 1877.               |
| 3                 | . | Charles A. Davis .    | Upton .         | Sept. 9, 1847,  | Upton .          | Clerk .           | 1878.               |
| 4                 | . | Lucius M. Sargent .   | Grafton .       | Sept. 12, 1836, | Billerica .      | Clergyman .       | 1878.               |
| 5                 | . | George O. Brigham .   | Westborough.    | Nov. 9, 1822,   | Westborough      | Bank-cashier      | 1878.               |
| 6                 | . | Lucius Field .        | Chilton .       | Aug. 15, 1840,  | Northfield .     | Merchant .        | 1878.               |
| 7                 | . | James Hildreth, 2d .  | Lunenburg       | May 29, 1839,   | Shirley .        | Farmer            | 1878.               |
| 8                 | . | Luther J. Brown .     | Fitchburg       | Dec. 31, 1827,  | Eden, Vt. .      | Merchant .        | 1878.               |
| 9                 | . | Leander Sprague       | "               | Jan. 4, 1824,   | Richmond, N.H.,  | "                 | 1878.               |
| 10                | . | Charles W. Bush .     | Gardner         | Aug. 22, 1834,  | Gardner .        | Town Treasurer    | 1878.               |
| 11                | . | Artemus Merriam .     | Westminster     | July 21, 1818,  | Westminster      | Chair-manufact'r. | 1878.               |
| 12                | . | J. Sumner Parmenter,  | Athol .         | May 7, 1827,    | Petersham .      | Merchant .        | 1878.               |
| 13                | . | Horace Underwood .    | Hubbardston.    | Nov. 16, 1828,  | Hubbardston      | Farmer            | 1863.               |
| 14                | . | John B. Fairbank .    | Oakham          | Aug. 8, 1839,   | Oakham .         | Lawyer            | 1877.               |
| 15                | . | William Howe .        | Holden .        | June -, 1814,   | Holden .         | Manufacturer      | 1878.               |
| 16                | . | Alvin B. Chamberlain, | Sturbridge      | Dec. 16, 1842,  | Sturbridge .     | Merchant .        | 1878.               |
| 17                | . | George C. Lincoln .   | No. Brookfield, | Jan. 9, 1821,   | Walpole, N.H.    | Trader .          | 1878.               |
| 18                | . | James Howe Ames .     | Spencer         | Mar. 19, 1842,  | Cambridge        | Merchant .        | 1878.               |
| 19                | . | Calvin DeW. Paige .   | Southbridge     | May 20, 1848,   | Southbridge      | "                 | 1878.               |
| 20                | . | Josiah Perry .        | Dudley .        | Mar. 14, 1832,  | Dudley .         | Woollen-manuf'r . | 1878.               |
| 21                | . | George W. Rice        | Sutton .        | Jan. 22, 1836,  | Sutton .         | Lumber-dealer     | 1878.               |
| 22                | . | Oliver B. Wymen .     | Shrewsbury      | Sept. 16, 1826, | Shrewsbury       | Farming           | 1878.               |
| 23                | . | George F. Colburn .   | Leominster      | Jan. 21, 1830,  | Leominster       | Comb-manufact'r,  | 1878.               |
| 24                | . | Thomas J. Hastings,   | Worcester       | Jan. 24, 1835,  | Camden, Me.      | Manufacturer      | 1877.               |
| 25                | . | William A. S. Smyth,  | "               | Jan. 22, 1824,  | Portland, Me.    | Insurance-agent   | 1878.               |
| 26                | . | Frank Daniel Leary,   | "               | Apr. 29, 1854,  | Worcester .      | Law-student       | 1878.               |

|                   |                      |                 |                 |                       |                          |       |
|-------------------|----------------------|-----------------|-----------------|-----------------------|--------------------------|-------|
| No. 21            | Phillips Moore.      | Worcester       | 1835,           | Ireland               | Restaurant-keeper,       | 1878. |
| 22                | James H. Mellen      | "               | Nov. 7, 1845,   | Worcester             | Moulder                  | 1877. |
| 23                | Frank P. Goulding    | "               | July 2, 1837,   | Grafton               | Lawyer                   | 1877. |
| 24                | John D. Lovell       | "               | Apr. 30, 1818,  | Worcester             | Retired Merchant.        | 1877. |
| 25                | John D. Washburn     | "               | Mar. 27, 1833,  | Boston                | Lawyer & Ins. Agt.,      | 1876. |
| HAMPSHIRE COUNTY. |                      |                 |                 |                       |                          |       |
| No. 1             | John Lord Otis       | Northampton,    | July 15, 1827,  | Lyme, Conn.           | Manufacturer             | 1878. |
| 2                 | Tim. G. Spaulding    | "               | July 30, 1851,  | Ware                  | Attorney-at-law          | 1878. |
| 3                 | Joseph Billings      | Hatfield        | Aug. 12, 1842,  | Hatfield              | Farmer                   | 1878. |
| 4                 | Matthew Smith        | Middlefield     | Sept. 13, 1814, | Middlefield           | "                        | 1878. |
| 5                 | Martin W. Burnett    | South Hadley,   | Sept. 10, 1815, | South Hadley          | Seah, Door, & Blind M'r. | 1878. |
|                   | Thomas R. Greene     | Belchertown     | Mar. 6, 1806,   | Hallowell, Me.        | Merchant                 | 1878. |
| HAMPDEN COUNTY.   |                      |                 |                 |                       |                          |       |
| No. 1             | Pliny F. Spaulding   | Brimfield       | Apr. 10, 1821,  | Jamaica, Vt.          | Provision-dealer         | 1878. |
| 2                 | Timothy D. Potter    | Palmer          | Apr. 12, 1840,  | Wilbraham             | Lumber-dealer            | 1878. |
| 3                 | Jarvis P. Kelly      | Chicopee        | Aug. 2, 1833,   | Rensselaerville, N.Y. | Pract'l Machinist.       | 1878. |
| 4                 | Theodore D. Beach    | Springfield     | Apr. —, 1821,   | Sandisfield           | Auctioneer               | 1875. |
| 5                 | William Pynchon      | "               | June 20, 1820,  | Springfield           | Retired Farmer           | 1878. |
| 6                 | Leonard Clark        | "               | Nov. 18, 1821,  | Hubbardston           | Manufacturer             | 1855. |
| 7                 | Rawson Hathaway      | "               | —, 1828,        | Petersham             | Carpenter & Joiner,      | 1878. |
| 8                 | Marcu                | "               | Feb. 3, 1839,   | Wilbraham             | Lawyer                   | 1878. |
| 9                 | John I               | Holyoke         | June 24, 1843,  | Ireland               | —                        | 1877. |
|                   | E. P. Bartholomew    | W. Springfield, | May 11, 1847,   | Montgomery            | Lawyer                   | 1878. |
| 10                | Joseph G. Noble      | Westfield       | Nov. 26, 1837,  | Westfield             | Merchant                 | 1878. |
|                   | Henry Salmon Stiles, | Montgomery      | Sept. 29, 1818, | "                     | Farmer                   | 1878. |
| 11                | Edwin Gilbert        | Southwick       | Jan. 31, 1820,  | S. Windsor, Conn.     | Lumber'g & Mill'g.       | 1869. |

APPENDIX.

| DISTRICTS.        |   | REPRESENTATIVES.    | Residence.      | Date of Birth.  | Native Place.     | Occupation.         | 1st year<br>in Leg. |
|-------------------|---|---------------------|-----------------|-----------------|-------------------|---------------------|---------------------|
| FRANKLIN COUNTY.  |   |                     |                 |                 |                   |                     |                     |
| No. 1             | . | James W. Emory      | Orange          | Sept. 8, 1826,  | Orange            | Mechanic            | 1878.               |
| 2                 | . | Ralph A. Field      | Leverett        | Mar. 7, 1837,   | Leverett          | Woollen-manuf.      | 1878.               |
| 3                 | . | Alanson K. Hawks    | Shelb'rne F'ls, | Sept. 9, 1828,  | Charlemont        | Treas. Sav. Bank,   | 1876.               |
| 4                 | . | Charles P. Aldrich  | So. Deerfield   | Dec. 2, 1832,   | Belchertown       | Hotel-keeper        | 1878.               |
| 5                 | . | Orson B. Curtis     | Colrain         | Jan. 27, 1825,  | Richmond, N.H.    | Merchant            | 1878.               |
| 6                 | . | Nelson Gardner      | Ashfield        | Dec. 25, 1815,  | Ashfield          | Wood-ware Manf.,    | 1854.               |
| BERKSHIRE COUNTY. |   |                     |                 |                 |                   |                     |                     |
| No. 1             | . | Daniel N. White     | Hancock         | Sept. 28, 1830, | Hancock           | Farmer              | 1878.               |
| 2                 | . | Job K. Anthony      | Adams           | May 23, 1834,   | Adams             | Merchant            | 1877.               |
| 3                 | . | Charles H. Ingalls  | North Adams,    | May 7, 1840,    | Adams             | Real Estate         | 1877.               |
|                   |   | Solomon N. Russell. | Pittsfield      | Aug. 1, 1822,   | Conway            | Woollen-manuf.      | 1876.               |
| 4                 | . | Jarvis N. Dunham    | "               | May 1, 1828,    | Savoy             | Insur. Agent, etc.  | 1874.               |
| 5                 | . | John W. Curtice     | Hinsdale        | Dec. 12, 1839,  | Danbury, N.H.     | Apothecary          | 1878.               |
| 6                 | . | Sidney Barnes       | Becket          | Feb. 12, 1831,  | Becket            | Station-agent       | 1878.               |
| 7                 | . | Hiram N. Cooke      | Lenox           | Aug. 31, 1834,  | Lenox             | Merchant            | 1878.               |
| 8                 | . | William B. Bliss    | Gt. Barringt'n, | Mar. 1, 1834,   | Suffield, Conn.   | Cigar-manuf.        | 1878.               |
|                   | . | Henry M. Wilcox     | Sandisfield     | Jan. 26, 1843,  | New Hartford, Ct. | Merchant            | 1875.               |
| NORFOLK COUNTY.   |   |                     |                 |                 |                   |                     |                     |
| No. 1             | . | Henry Clay Bonney   | Dedham          | July 13, 1841,  | Dedham            | Tax-collector       | 1878.               |
| 2                 | . | Edward I. Thomas    | Brookline       | Nov. 19, 1833,  | Cincinnati, O.    | -                   | 1877.               |
| 3                 | . | William J. Stuart   | Hyde Park       | Mar. 15, 1828,  | Philadelphia, Pa. | Iron, Cop. Manuf.,  | 1878.               |
| 4                 | . | Edward R. Eager     | Canton          | Nov. 9, 1830,   | Cambridgeport     | Tr.Kinsley Iron Co. | 1878.               |
| 5                 | . | George F. Hayden    | S. Weymouth,    | Feb. 20, 1836,  | Randolph          | Boot-maker          | 1877.               |
|                   |   | Benjamin S. Lovell  | E. Weymouth,    | July 10, 1845,  | East Weymouth     | Gun-dealer          | 1877.               |
|                   | . | Edwin W. Marsh      | Quincy          | Oct. 21, 1821,  | Quincy            | Leather-dealer      | 1878.               |

|                  |   |   |   |                             |               |   |           |       |                 |   |                      |       |
|------------------|---|---|---|-----------------------------|---------------|---|-----------|-------|-----------------|---|----------------------|-------|
| No. 6            | . | . | . | Newton White.               | Holbrook      | . | -         | 1818, | Holbrook        | . | Boot-manufacturer,   | 1878. |
| 7                | . | . | . | Francis W. Bird             | Walpole       | . | Oct. 22,  | 1809, | Dedham          | . | Paper-maker          | 1847. |
|                  | . | . | . | John T. Flood.              | Randolph      | . | Mar. 30,  | 1845, | Lowell          | . | Boot-manufactuirer,  | 1878. |
| 8                | . | . | . | James F. Leonard            | Foxborough    | . | Apr. 15,  | 1837, | Foxborough      | . | Tr. Savings Bank,    | 1878. |
|                  | . | . | . | David A. Partridge          | W. Medway     | . | Apr. 3,   | 1833, | Milford         | . | Ag't, Tr. Mallet Co. | 1876. |
| 9                | . | . | . | John Humphrey               | Dover         | . | Dec. 11,  | 1826, | Hingham         | . | Master Mariner       | 1878. |
| BRISTOL COUNTY.  |   |   |   |                             |               |   |           |       |                 |   |                      |       |
| No. 1            | . | . | . | Abijah T. Wales             | Attleborough, | . | June 21,  | 1833, | Attleborough    | . | Blacksmith           | 1878. |
|                  | . | . | . | George Price                | "             | . | Nov. 14,  | 1806, | "               | . | Farmer               | 1878. |
| 2                | . | . | . | George C. Belcher           | Easton        | . | Aug. 26,  | 1844, | Easton          | . | Iron-founder         | 1878. |
|                  | . | . | . | John H. Galligan            | Taunton       | . | Sept. 11, | 1851, | Taunton         | . | Attorney-at-law      | 1878. |
| 3                | . | . | . | John W. Hart.               | "             | . | Nov. 8,   | 1826, | "               | . | Brick-manuf.         | 1878. |
|                  | . | . | . | William Reed, jun.          | "             | . | Dec. 2,   | 1842, | Newburyport     | . | Publisher            | 1878. |
| 4                | . | . | . | Elb. G. Morton, jun.        | Fairhaven     | . | Mar. 26,  | 1841, | Fairhaven       | . | Machinist            | 1878. |
| 5                | . | . | . | Charles A. Case             | New Bedford   | . | Sept. 10, | 1846, | New Bedford     | . | Apothecary           | 1878. |
|                  | . | . | . | Rufus A. Soule              | "             | . | Mar. 16,  | 1839, | Mattapoisett    | . | Boot & Shoe Manf.    | 1878. |
| 6                | . | . | . | Thos. B. Hathaway,          | "             | . | Dec. 5,   | 1825, | New Bedford     | . | Master Mariner       | 1878. |
|                  | . | . | . | Israel C. Cornish           | "             | . | Nov. 5,   | 1850, | "               | . | Civil Eng., etc.     | 1877. |
| 7                | . | . | . | Charles Fisher <sup>1</sup> | Westport      | . | June 14,  | 1829, | Westport        | . | Farmer               | 1878. |
|                  | . | . | . | W. Penn Macomber,           | "             | . | Jan. 18,  | 1832, | Grand Isle, Vt. | . | "                    | 1878. |
| 8                | . | . | . | John W. Cummings,           | Fall River    | . | Aug. 26,  | 1855, | Stockport, Eng. | . | Lawyer               | 1878. |
|                  | . | . | . | Patrick M. McGlynn,         | "             | . | Mar. 9,   | 1853, | Lowell          | . | Cotton-operative     | 1878. |
|                  | . | . | . | Hiram B. Coffin             | "             | . | Feb. 28,  | 1836, | Newburyport     | . | Mil. & Hair Goods,   | 1878. |
| 9                | . | . | . | Pardon Macomber             | "             | . | -         | 1832, | Westport        | . | Painter              | 1877. |
|                  | . | . | . | Andrew J. Jennings,         | "             | . | Aug. 2,   | 1849, | Fall River      | . | Lawyer               | 1878. |
| 10               | . | . | . | John A. Lewis.              | Dighton       | . | Oct. 6,   | 1833, | Exeter, R.I.    | . | Agriculturist        | 1878. |
| PLYMOUTH COUNTY. |   |   |   |                             |               |   |           |       |                 |   |                      |       |
| No. 1            | . | . | . | John D. Long.               | Hingham       | . | Oct. 27,  | 1838, | Buckfield, Me.  | . | Lawyer               | 1875. |
| 2                | . | . | . | Amos W. Merritt             | Scituate      | . | May 5,    | 1833, | Scituate        | . | Sewing-mach. Op.     | 1878. |

<sup>1</sup> Succeeded Feb. 12 by W. P. Macomber, contestant.

APPENDIX.

| DISTRICTS.                 | REPRESENTATIVES.      | Residence.    | Date of Birth.  | Native Place.      | Occupation.        | 1st year<br>in Leg. |
|----------------------------|-----------------------|---------------|-----------------|--------------------|--------------------|---------------------|
| PLYMOUTH Co. — <i>Con.</i> |                       |               |                 |                    |                    |                     |
| No. 3 . . .                | William C. Oakman,    | Marshfield .  | Jan. 20, 1809,  | Marshfield .       | Carpenter .        | 1878.               |
| 4 . . .                    | Philander Cobb .      | Kingston .    | Jan. 23, 1818,  | Kingston .         | Trader .           | 1878.               |
| 5 . . .                    | Charles E. Barnes .   | Plymouth .    | Oct. 31, 1840,  | Plymouth .         | Grocer .           | 1877.               |
| 6 . . .                    | Noble W. Everett .    | Wareham .     | Feb. 20, 1827,  | Wareham .          | Farmer .           | 1878.               |
| 7 . . .                    | James P. Peirce .     | Lakeville .   | Sept. 24, 1835, | Middleborough      | " .                | 1878.               |
| 8 . . .                    | Van Rensselaer Swift, | Bridgewater . | Mar. 31, 1813,  | Bridgewater        | " .                | 1853.               |
| 9 . . .                    | Ezekiel R. Studley .  | Rockland .    | Nov. 30, 1831,  | Hanover .          | Clerk and Treas'r, | 1864.               |
| 10 . . .                   | Henry B. Packard .    | Brockton .    | Jan. 21, 1823,  | Brockton .         | For. Shoe Manuf.,  | 1878.               |
| 11 . . .                   | Baalis Sanford, jun., | " .           | Oct. 4, 1833,   | E. Bridgewater     | Merchant .         | 1878.               |
|                            | Henry W. Powers .     | So. Abington, | Sept. 8, 1837,  | Abington .         | Clerk .            | 1878.               |
| BARNSTABLE COUNTY.         |                       |               |                 |                    |                    |                     |
| No. 1 . . .                | Isaiah Fish .         | Sandwich .    | Oct. 2, 1811,   | Sandwich .         | Farmer .           | 1878.               |
| 2 . . .                    | Andrew Lovell .       | Barnstable .  | Sept. 13, 1813, | Cotuit .           | Master Mariner .   | 1878.               |
| 3 . . .                    | Thomas P. Howes .     | Dennis .      | Sept. 28, 1817, | Dennis .           | Ret'd Ship-master, | 1878.               |
| 4 . . .                    | Abiathar Doane .      | Harwich .     | Aug. 16, 1820,  | Harwichport        | Master Mariner .   | 1877.               |
| 5 . . .                    | Freeman Doane .       | Orleans .     | Apr. 7, 1819,   | Orleans .          | Farmer .           | 1876.               |
| 6 . . .                    | Henry Shortle .       | Provincetown, | Oct. 15, 1834,  | Mathews' Co., Va., | Dentist .          | 1864.               |
| DUKES COUNTY.              |                       |               |                 |                    |                    |                     |
| No. 1 . . .                | Benjamin Clough .     | Tisbury .     | - - 1825,       | Monmouth, Me..     | Master of a Ship . | 1878.               |
| NANTUCKET COUNTY.          |                       |               |                 |                    |                    |                     |
| No. 1 . . .                | Henry Paddock .       | Nantucket .   | Apr. 7, 1838,   | Nantucket .        | House-painter .    | 1878.               |

OFFICERS OF THE HOUSE.

| NAME AND OFFICE.                                    | Residence.            | Date of Birth. | Occupation.         | 1st year<br>in office. |
|---|-----------------------|----------------|---------------------|------------------------|
| George A. Marden, <i>Clerk</i> . . . . .            | Lowell . . . . .      | Aug. 9, 1839 . | Editor . . . . .    | 1874.                  |
| Robert G. Seymour, <i>Chaplain</i> . . . . .        | Boston . . . . .      | - - - - -      | Clergyman . . . . . | 1873.                  |
| Oreb F. Mitchell, <i>Sergeant-at-Arms</i> . . . . . | Bridgewater . . . . . | - - - 1838 .   | - - - - -           | 1875.                  |

[No. 2.]

RULES AND ORDERS  
OF THE  
HOUSE OF REPRESENTATIVES.

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[This schedule of Rules and Orders was adopted Jan. 27, 1874. Subsequent amendments are noted under each rule which has been amended.]

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#### THE SPEAKER.

1. The Speaker shall take the chair at the hour to which the House stands adjourned, call the members to order, and, on the appearance of a quorum, proceed to business.

2. He shall preserve decorum and order ; may speak to points of order in preference to other members ; and shall decide all questions of order, subject to an appeal to the House.

[With regards to appeals see Rules 81 and 92.]

3. He shall declare all votes, subject to verification as hereinafter provided.

[See Rules 63 to 67.]

4. In all cases he may vote.
5. He shall rise to put a question, or to address the House, but may read sitting.
6. He shall each day examine the journal of the House.
7. He may name a member to perform the duties of the Chair for a period not exceeding two days at one time.
8. In case of a vacancy in the office of Speaker, or in case the Speaker, or the member named by him in accordance with the preceding rule, is absent at the hour to which the House stands adjourned, the senior monitor present shall call the House to order, and shall preside until a Speaker *pro tempore* or a Speaker is elected by ballot; which shall be the first business in order.

#### MONITORS.

9. Two monitors shall be appointed by the Speaker for each division of the House, whose duty it shall be to see to the due observance of the Rules and Orders, and, on request of the Speaker, to return the number of votes and members in their respective divisions.
10. If a member transgress any of the Rules and Orders, after being notified thereof by a monitor, it shall be the duty of such monitor to report the case to the House.

[For duty of monitor in case of the absence of the Speaker see Rule 8.]  
[See Rule 20.]

#### CLERK.

11. The Clerk shall keep the journal of the House. He shall enter therein a record of each day's proceedings, and submit it to the Speaker before the hour fixed for the next sitting.
12. Every question of order shall be noted in the journal, and, with the decision, shall be entered at large in an appendix, which shall also contain the Rules and Orders of the House and of the two branches.
13. The Clerk shall prepare and cause to be printed each day a calendar of matters in order for consideration, followed by a brief minute of the preliminary proceedings of the previous day, a list of matters lying on the table, and such other memoranda as the House or the Speaker may direct.
14. Any objection to the calendar shall be made and disposed of before the House votes to proceed to the consideration of the Orders of the Day.

15. The Clerk shall retain bills and other papers in reference to which any member has a right to move a reconsideration (except petitions, enacted bills, orders of inquiry, and orders of notice), until the right of reconsideration has expired : *provided* that the operation of this rule shall be suspended during the last week of the session.

#### MEMBERS.

16. No member shall stand up, to the inconvenience of others, while a member is speaking ; or pass unnecessarily between the Speaker of the House and the member speaking ; or stand in the passages, or in the area in front of the Chair.

17. No member shall be absent more than two days without leave of the House.

18. No member shall absent himself from the House without leave, unless there be a quorum without his presence.

19. Papers in possession of a member obtaining leave of absence, or at the end of the session, shall be left by him with the Clerk.

20. If a member is guilty of a breach of any of the Rules and Orders, he may be required by the House on motion to make satisfaction therefor, and, until he has done so, he shall not be allowed to vote or speak, except by way of excuse.

[See Rule 10.]

#### COMMITTEES.

21. At the beginning of the political year eleven Standing Committees, to consist of seven members each, shall be appointed, as follows : —

a committee on the Judiciary.

a committee on Matters of Probate and Chancery.

a committee on Finance.

a committee on Elections.

a committee on Bills in the Third Reading.

a committee on Engrossed Bills.

a committee on County Estimates.

a committee on the Pay Roll.

a committee on Leave of Absence.

a committee on Public Buildings.

a committee on Rules and Orders.

22. Unless other provision is made in any case, all committees shall be appointed by the Speaker, and the member first named shall be chairman.

23. In case of the election of a committee by ballot, the member having the highest number of votes shall be chairman.

24. No member shall be required to be on more than two committees at the same time, nor chairman of more than one.

25. No member shall serve on any committee in any question where his private right is immediately concerned distinct from the public interest.

26. The committee on Finance shall report in appropriation bills only such items of expenditure as are authorized by law, or such as the committee has been directed by the House to insert.

27. The committee on Bills in the Third Reading shall examine and correct the bills which are referred to it, for the purpose of avoiding repetitions and unconstitutional provisions, insuring accuracy in the text and references, and consistency with the language of existing statutes: *provided* that any change in the sense or legal effect shall be reported as an amendment.

28. The committee on Engrossed Bills shall carefully examine and compare engrossed bills, and report them rightly and truly engrossed, when found to be so, without delay.

29. When the object of an application, whether by petition, order, or bill introduced on leave, can be secured without a special act under existing general laws, the committee to which the matter is referred shall report leave to withdraw, inexpedient to legislate, or ought not to pass, as the case may be.

30. No bill affecting the rights of individuals or private or municipal corporations shall be reported by a committee, unless notice has been given to all parties interested, by public advertisement or otherwise, without expense to the Commonwealth; or unless satisfactory evidence is produced that the parties interested have either received notice in writing, or have in writing waived notice.

31. On or before the twenty-second day of March committees shall make final report upon matters referred to them prior to that day, unless further time is granted for cause.

#### *Committee of the Whole.*

32. When the House determines to go into a committee of the whole, the chairman shall be appointed by the Speaker.

33. The rules of the House shall be observed in a committee of the whole, so far as they may be applicable, except the rules

limiting debate. A motion to rise, report progress, and ask leave to sit again, shall be always first in order, and be decided without debate.

#### REGULAR COURSE OF PROCEEDINGS.

##### *Petitions, etc., and Reports of Committees.*

34. Petitions, memorials, remonstrances, and papers of a like nature, and reports of committees, shall be presented before the House proceeds to the consideration of the Orders of the Day; and the Speaker shall call on the several divisions for such papers.

35. The member presenting a petition, memorial, or remonstrance, shall indorse his name thereon, with a brief statement of the nature and object of the paper; and the reading thereof shall be dispensed with, unless specially ordered.

##### *Papers from the Senate.*

36. Papers from the Senate shall be laid before the House by the Speaker, and received for action conformably to such of these Rules and Orders as are applicable thereto, before the House proceeds to the consideration of the Orders of the Day.

##### *Papers addressed to the House, not Petitions.*

37. Papers addressed to the House or the General Court, other than petitions, memorials, and remonstrances, or those received from the Senate, may be presented by the Speaker, or by a member in his place, and shall be read, unless it is specially ordered that the reading be dispensed with.

##### *Orders of Inquiry.*

38. All motions contemplating legislation, when not founded upon petition, or upon bill proposed to be introduced on leave, shall be made in the form of an order of inquiry, which shall indicate the nature of the legislation proposed; and if reference is made to any particular law, for amendment or otherwise, the order shall specify the chapter and section, as well as the subject to which it relates.

##### *Postponement to the Next Day on Request of a Member.*

39. The consideration of any order proposed for adoption, or of any request for leave to introduce a bill, shall be postponed

without question to the day after that on which the order is proposed or request made, if any member asks such postponement.

*Bills and Resolves.* [See Rule 93.]

40. Bills shall be fairly written in a legible hand, without material erasure or interlineation, on not less than one sheet of paper, with suitable margins and spaces between the several sections; dates and numbers being written in words at length.

41. If opposition is made to a bill before it is ordered to a second reading, the question shall be, "*Shall this bill be rejected?*" If no opposition is made, or if the question to reject is negatived, the bill shall go to its second reading without a question.

42. Bills involving an expenditure of public money shall, after their first reading, be referred to the committee on Finance, for report on their relation to the finances of the Commonwealth.

43. Bills from the Senate, after their first reading, shall be referred to a committee of the House, unless they were reported to the Senate by a joint committee.

44. Amendments proposed by the Senate, and sent back to the House for concurrence, shall be referred to the committee which reported the measure proposed to be amended, unless such committee is composed of members of both branches; in which case such amendments shall be placed in the Orders of the Day for the next day.

[Amended April 9, 1878.]

45. No bill shall be proposed or introduced unless received from the Senate, reported by a committee, or moved as an amendment to the report of a committee: *provided* that the House may grant special leave to a member to introduce a bill; but, when leave is asked for the introduction of a bill, it shall be read for information before the question is put on granting leave; and, if leave is granted, it shall be committed before it is ordered to a second reading.

46. No bill affecting directly the legal rights of individuals or corporations, otherwise than as it affects generally the interests of the whole people of the Commonwealth or of the cities or towns to which it specifically applies, shall be proposed or introduced, by amendment or otherwise, except by report of a committee, upon petition duly presented and referred.

47. When a bill, order, petition, memorial, or remonstrance has been finally rejected, no measure substantially the same shall be introduced by any committee or member during the same session.

[Amended April 26, 1877.]

48. Bills in their third reading shall be referred to the committee on Bills in the Third Reading, for examination, correction, and report.

[See Rule 27.]

49. No bill shall pass to be engrossed without having been read on three several days.

50. Engrossed bills shall be referred to the committee on Engrossed Bills, for examination, comparison, and report.

[See Rule 28.]

51. No engrossed bill shall be amended.

52. Engrossed bills reported by the committee on Engrossed Bills to be rightly and truly engrossed shall be put upon their passage to be enacted ; and engrossed resolves, when so reported, shall be put upon their passage, without further reading, unless specially ordered.

53. No engrossed bill shall be sent to the Senate without notice thereof being given by the Speaker.

#### *Orders of the Day.*

54. Bills from the Senate, after their first reading, when not referred to a committee of the House, and bills reported to the House by committees, to which no objection is made, or when the question of rejection is negatived, shall be placed in the orders for second reading on the next day.

55. Reports of committees not by bill or resolve shall be placed in the orders of the next day after that on which they are received from the Senate, or made to the House, as the case may be.

56. Bills ordered to a third reading shall be placed in the orders of the next day for such reading.

57. After entering upon the consideration of the Orders of the Day, the House shall proceed with them in regular course, as follows : Matters not giving rise to a motion or debate shall first be disposed of in the order in which they stand in the calendar, after which the matters that were passed over shall be considered in like order and disposed of.

58. When the House does not finish the consideration of the Orders of the Day, those which had not been acted upon shall be the orders for the next and each succeeding day until disposed of, and shall be entered in the calendar, without change in their order, to precede matters added under Rules 54, 55, and 56.



The unfinished business in which the House was engaged at the time of adjournment shall have the preference in the orders of the next day, after motions to reconsider.

*Special Rules affecting the Course of Proceedings.*

[For postponement of Order, etc., to next day, on request of a member, see Rule 39.]

59. No matter which has been duly placed in the Orders of the Day shall be discharged therefrom, or considered out of the regular course.

60. If under the operation of the previous question, or otherwise, an amendment is made at the second or third reading of a bill, substantially changing the greater part of such bill, the question shall not be put forthwith on ordering the bill to a third reading or to be engrossed (as the case may be); but the bill as amended shall be placed in the orders of the next day after that on which the amendment is made, and shall then be open to further amendment before such question is put. In like manner, when under the operation of the previous question, or otherwise, an amendment is made in any proposition, of such a nature as to change its character, — as from a bill to an order, or the like, — the proposition as amended shall be placed in the orders of the next day after that on which the amendment was made.

VOTING.

61. No member shall vote in any question where his private right is immediately concerned distinct from the public interest.

62. Every member not prevented by interest, who is present in the House when a question is put, shall give his vote, unless the House, for special reasons, excuse him. Members desiring to be so excused shall make application to that effect before the division of the House or the taking of the yeas and nays is begun. Such application may be accompanied by a brief statement of reasons by the member making it, but shall be decided without debate.

[Amended Jan. 8, 1877.]

63. When a question is put, the sense of the House shall be taken by the voices of the members, and the Speaker shall first announce the vote as it appears to him by the sound.

64. If the Speaker is unable to decide by the sound of the voices, or if his announcement made thereupon is doubted by a member rising in his place for that purpose, the Speaker shall

order a return, by divisions, of the number voting in the affirmative and in the negative, without further debate upon the question.

[For duty of monitors in case of a division see Rule '9.]

65. When a return by divisions is ordered, the members for or against the question, when called on by the Speaker, shall rise in their places, and stand until they are counted.

66. The sense of the House shall be taken by yeas and nays whenever required by twenty of the members present. When the yeas and nays are taken, the roll of the House shall be called in alphabetical order; and no member shall be allowed to vote who was not on the floor when his name was called, or before the vote is declared. If before such time a member states to the House that he has paired with another member, and how each would vote upon the pending question, the fact shall be entered on the journal immediately after the record of the yeas and nays, and such member shall be excused from voting.

[Amended Jan. 4, 1878; also April 2, 1878.]

67. The call for the yeas and nays shall be decided without debate. If the yeas and nays have been ordered before the question is put, the proceedings under Rules 63, 64, and 65, shall be omitted: if not, they may be called for, in lieu of a return by divisions, when the Speaker's announcement is doubted by a member rising in his place, and, if then ordered, the proceedings under Rules 64 and 65, shall be omitted.

#### *Reconsideration.*

68. When a vote has passed (except as provided in the next rule), it shall be in order for any member to move the reconsideration thereof on the same or the succeeding day, and such motion, if made on the same day, shall (except in the last week of the session) be placed first in the orders of the next day after that on which it is made; but, if first moved on such succeeding day, it shall be forthwith considered: *provided, however*, that a motion to reconsider a vote upon any incidental or subsidiary question shall not remove the main subject under consideration from before the House, but shall be considered at the time when it is made.

69. When a motion for reconsideration is decided, that decision shall not be reconsidered, and no question shall be

twice reconsidered ; nor shall any vote be reconsidered upon either of the following motions : —

to adjourn,  
to lay on the table,  
to take from the table ; or  
for the previous question.

70. Debate on motions to reconsider shall be limited to thirty minutes, and no member shall occupy more than five minutes.

[For rule requiring the Clerk to retain papers, except, etc., until the right of reconsideration has expired, see Rule 15.]

#### RULES OF DEBATE.

71. Every member, when about to speak, shall rise and respectfully address the Speaker, shall confine himself to the question under debate, and avoid personality, and shall sit down when he has finished. No member shall speak out of his place without leave of the Speaker.

72. When two or more members rise at the same time, the Speaker shall name the member entitled to the floor, preferring one who rises in his place to one who does not.

73. No member shall interrupt another while speaking, except by rising to call to order.

74. No member shall speak more than once to the prevention of those who have not spoken and desire to speak on the same question, nor more than twice on the same question without leave of the House.

#### *Motions.*

75. Every motion shall be reduced to writing, if the Speaker so directs.

76. A motion need not be seconded, and may be withdrawn by the mover if no objection is made.

77. A motion to adjourn shall be always first in order, and shall be decided without debate ; and, on the motions to lay on the table and to take from the table, not exceeding ten minutes shall be allowed for debate ; and no member shall speak more than three minutes.

[Amended Feb. 19, 1878.]

[For application to be excused from voting, to be decided without debate, see Rule 62.]

[For call for yeas and nays, to be decided without debate, see Rule 67.]

[For questions of order arising after the previous question is moved, to be decided without debate, except on appeal, see Rule 81.]

78. When a question is before the House, until it is disposed of the Speaker shall receive no motion that does not relate to the same, except the motion to adjourn, or some other motion that has precedence either by express rule of the House or because it is privileged in its nature; and he shall receive no motion relating to the same, except, —

|  |                         |
|--|-------------------------|
| to lay on the table,                     | See Rule 77, above.     |
| for the previous question,               | See Rules 79–84, below. |
| to close the debate at a specified time, | See Rules 83, 84 below. |
| to postpone to a time certain,           | See Rule 85, below.     |
| to commit (or recommit),                 | See Rule 86, below.     |
| to amend,                                | See Rule 87–90, below.  |
| to refer to the next General Court,      |                         |
| or to postpone indefinitely,             | See Rule 91, below.     |

Which several motions shall have precedence in the order in which they are arranged in this rule.

#### *Previous Question.*

79. The previous question shall be put in the following form, “*Shall the main question be now put?*” and all debate upon the main question shall be suspended until the previous question is decided.

80. On the previous question, not exceeding ten minutes shall be allowed for debate, and that only to give reasons why the main question should not be put; and no member shall speak more than three minutes.

81. All questions of order arising after a motion is made for the previous question shall be decided without debate, excepting on appeal; and on such appeal no member shall speak more than once without leave of the House.

[See Rule 92.]

82. The adoption of the previous question shall put an end to all debate, except as provided in Rule 84, and bring the House to a direct vote upon pending amendments, if any, in their regular order, and then upon the main question.

#### *Motion to close Debate at a Specified Time.*

83. A motion to close the debate at a specified time shall be put not less than thirty minutes before the time stated. In case the time is extended by unanimous consent, the same rule shall

apply at the end of the extended time as at the time originally fixed.

[Amended Jan. 8, 1877. See the next Rule.]

*When Debate is closed, Ten Minutes allowed, etc.*

84. When debate is closed by ordering the previous question, or by a vote to close debate at a specified time, the member in charge of the measure under consideration shall be allowed to speak ten minutes, and may grant to any other member any portion of his time. When the measure under consideration has been referred to the committee on Finance under House Rule 42, the member originally reporting it shall be considered in charge, except where the report of the committee on Finance is substantially different from that referred to them; in which case the member originally reporting the measure, and the member of the Finance committee reporting thereon, shall each be allowed to speak five minutes, the latter to have the close.

[Amended March 28, 1877.]

*Motion to postpone to a Time Certain.*

85. When a motion is made to postpone to a time certain, and different times are proposed, the question shall first be taken on the most remote time; and the time shall be determined before the question is put on postponement, which may then be rejected if the House see fit.

*Motion to Commit.*

86. When a motion is made to commit, and different committees are proposed, the question shall be taken in the following order:—

- a standing committee of the House,
- a select committee of the House,
- a joint standing committee,
- a joint select committee;

and a subject may be recommitted to the same committee, or to another committee, at the pleasure of the House.

*Motions to Amend.*

87. A motion to amend an amendment may be received; but no amendment in the third degree shall be allowed.

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88. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

89. A question containing two or more propositions capable of division shall be divided whenever desired by any member. When a motion to strike out and insert is thus divided, the failure of the motion to strike out shall not preclude amendment; or, if the motion to strike out prevails, the matter proposed to be inserted shall be open to amendment before the question is taken on inserting it.

90. In filling blanks, the largest sum and longest time shall be put first.

### *Equivalent for Motion to postpone indefinitely.*

91. A motion to strike out the enacting clause of a bill shall be equivalent to a motion to postpone indefinitely.

## APPEAL.

92. No appeal from the decision of the Speaker shall be entertained, unless it is seconded; and no other business shall be in order until the question on the appeal has been disposed of.

[See Rule 81.]

## RESOLVES.

93. Such of these Rules and Orders as are applicable to bills, whether of the House or of the Senate, shall apply likewise to such Resolves as require the concurrence of the Senate, and approval by the Governor, in order to become laws, and have force as such. Except in Rule 52, the word "bill" shall be equivalent to the word "resolve" in the same place.

## ELECTIONS BY BALLOT.

94. A time shall be assigned for elections by ballot, at least one day previous thereto.

## SECRET SESSION.

95. All proceedings in secret session, and matters relating thereto, shall be kept secret until the House removes the injunction of secrecy.

## SEATS.

96. (1.) The desk on the right of the Speaker shall be assigned to the use of the Clerk and such persons as he may

employ to assist him, and that on the left, to the use of the Chairmen of the committees on Bills in the Third Reading and on Engrossed Bills.

(2.) The senior member of the House, and the oldest member of the House who is not the senior member, shall be allowed to select their seats, from those not otherwise assigned, before the drawing of seats by the members.

[Amended Jan. 7, 1878.]

(3.) The seat numbered 11 in the first division shall be assigned to the use of the Chairman of the committee on the Judiciary, and that numbered 4 in the sixth division, to the use of the Chairman of the committee on Finance.

[Amended Jan. 7, 1878.]

(4.) The following seats shall be assigned to the use of the monitors : —

Those numbered 30 and 34 in the first division ;

100 and 104 in the second division ;

96 and 99 in the third division ;

92 and 95 in the fourth division ;

87 and 91 in the fifth division ; and

15 and 19 in the sixth division.

(5.) The first business in order, after the appointment of standing committees and monitors is announced by the Speaker, shall be the drawing of the other seats upon the floor of the House.

(6.) The Clerk shall call the roll of the members in alphabetical order, omitting the names of the Speaker, the senior member, the oldest member, the chairmen of committees hereinbefore mentioned, and the monitors ; and the drawing shall be had in presence of the House, under the supervision of a committee of three selected from the members mentioned in this paragraph.

(7.) The seat assigned to any member, or drawn by him, shall be his seat for the year, unless an exchange is made, and notice thereof given to the Sergeant-at-Arms, within ten days from the day of the drawing.

#### PRIVILEGE OF THE FLOOR.

97. (1.) Every member shall have the privilege of introducing upon the floor of the House, to occupy (for that day) any seat then vacant not belonging to a member, or belonging to a member who is absent, not more than one person at the same

time, such person not having any private interest in any measure before the legislature distinct from the public interest: *provided* that in any case when, by the exercise of this privilege on the part of some of the members, the vacant seats have been filled, and the Speaker so announces, the further exercise of the privilege shall be suspended for that day, or until one or more of the seats thus filled are vacated.

(2.) The Speaker may also invite visitors not inhabitants of this Commonwealth, without limit of number, to seats (not numbered) upon the floor of the House.

(3.) Contestants for seats in the House, whose papers are in the hands of the committee on Elections, may be admitted, while their cases are pending, to seats to be assigned by the Speaker.

(4.) Senators, and the principal officers<sup>1</sup> in the executive and judicial departments of the civil government of the Commonwealth, the Chaplains of both Houses, and Clerk of the Senate, shall be admitted to the floor whenever they may have occasion to visit the House, and may occupy any of the seats not numbered which they may find vacant, or any seats which may be assigned by the Speaker for their use for the time being.

#### REPRESENTATIVES' CHAMBER.

98. Use of the Representatives' Chamber shall not be granted, except by a vote of four-fifths of the members present.

#### PARLIAMENTARY PRACTICE.

99. The rules of parliamentary practice shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with these Rules and Orders, or the Joint Rules and Orders of the two branches.

#### SUSPENSION, AMENDMENT, AND REPEAL.

100. Nothing in these Rules and Orders shall be dispensed with, altered, or repealed, unless two-thirds of the members present consent thereto; but this rule, and Rules 39, 48, and 98, shall not be suspended, unless by unanimous consent of the members present.

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[Blanks for orders, bills, reports, petitions, and indorsement of petitions, may be had on application to the Clerk, or at the document-room; and members are respectfully requested to use the same in the preparation of papers.]

<sup>1</sup> See list in the Blue Book.



[No. 3.]

## JOINT RULES AND ORDERS

OF THE

## TWO BRANCHES.

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**RULE 1.** List of joint standing committees. — No member of either house to act as counsel before any committee.

**RULE 2.** Joint committees, how they may report; how their reports shall be written.

**RULE 3.** Reports of joint committees may be recommitted by either house, except, etc. — All reports, after recommitment, to be made to the house which ordered the same.

**RULE 4.** Reports of joint committees, on subjects referred to them from standing committees of either branch, to be made in the house where such reference is made.

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**RULE 13.** President of the Senate to preside in conventions. — Conventions to be held in the Representatives' Chamber. — Clerk of the Senate to be clerk of conventions.

**RULE 14.** An agreement to go into a convention not to be altered or annulled, unless, etc.

**RULE 15.** Restriction as to business of conventions.

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**RULE 17.** Convention for election of senator under Act of Congress, rule governing, etc.

**RULE 18.** Committees of conference how composed, and their reports.

**RULE 19.** Joint committee to make final report on or before March 22.

**RULE 20.** Concerning petitions, memorials, etc., presented after the twenty-second day of February.

**RULE 21.** Concerning reports on petitions notice of the presentation of which has not been given.

**RULE 22.** Bills and resolves affecting rights of individuals or corporations not to be introduced, except, etc.

**RULE 23.** Concerning the printing and binding of documents.

**RULE 1.** The following joint standing committees shall be appointed at the commencement of the January session ; viz., —

- a committee on Agriculture ;
- a committee on Banks and Banking ;
- a committee on Claims ;
- a committee on Education ;
- a committee on Expenditures ;
- a committee on Federal Relations ;
- a committee on the Fisheries ;
- a committee on Harbors ;
- a committee on Insurance ;
- a committee on the Library ;
- a committee on Manufactures ;
- a committee on Mercantile Affairs ;
- a committee on Military Affairs ;
- a committee on Parishes and Religious Societies ;
- a committee on Printing ;
- a committee on Prisons ;
- a committee on Public Charitable Institutions ;
- a committee on Public Lands ;
- a committee on Railroads ;
- a committee on Roads and Bridges ;
- a committee on the State House ;
- a committee on Street Railways ;
- a committee on Towns ;
- a committee on Water-Supply and Drainage ;

And each of said committees shall consist of two on the part of the Senate, and five on the part of the House, except the committee on Banks and Banking, the committee on Claims, the committee on Harbors, the committee on Mercantile Affairs, the committee on Military Affairs, the committee on Prisons, the committee on Public Charitable Institutions, the committee on Railroads, the committee on Street Railways, and the committee on Water-Supply and Drainage, which shall each consist of three members on the part of the Senate, and eight members

on the part of the House; except the committee on Expenditures, which shall consist of the committee on the Treasury, of the Senate, and the committee on Finance, of the House, and whose duty it shall be, early in each session, to examine carefully into all the expenses of the Commonwealth with a view to such retrenchment as may be found practicable. No member of either house shall act as counsel for any party before any committee of the legislature.

[Amended Jan. 7, 1876; Jan. 5, 1877; and Jan. 8, 1878.]

**RULE 2.** The joint committee on the two houses may report by bill, resolve, or otherwise, to either house, at their discretion; and all bills and resolves reported by them shall be fairly written in a legible hand, without material erasure or interlineation, on not less than one sheet of paper, with suitable margins, and spaces between the several sections; dates and numbers being written in words at length.

**RULE 3.** Reports of joint committees may be recommitted to the same committees at the pleasure of the house first acting thereon, without asking the concurrence of the other branch; and bills or resolves which have been previously acted on in one branch may be recommitted in the other without a concurrent vote, except when recommitted with instructions: *provided*, that, after such recommitment, report shall in all cases be made to the branch which shall have ordered such recommitment.

**RULE 4.** Whenever a report is made from any committee to either house, and the subject-matter thereof is subsequently referred therein to a joint committee, such committee shall report its action to the branch in which the original report was made.

**RULE 5.** If any part of the report of a committee over the signature of the chairman or members of the committee is amended in either branch, the Clerk of that branch shall indorse upon the report such amendment.

[This rule was adopted Jan. 10, 1874.]

**RULE 6.** Whenever upon any application for an act of incorporation, or other special legislation, the purpose for which such legislation is sought can be secured under general laws, the committee to which the matter is referred shall in all cases report "leave to withdraw," or "inexpedient to legislate."

**RULE 7.** All papers, while on their passage between the two houses, may be under the signature of the respective Clerks, except bills and resolves in their last stage. Messages may be sent by such persons as each house may direct.

**RULE 8.** After bills shall have passed both houses to be engrossed, they shall be in the charge of the Clerks of the two houses, who shall deliver the same to the Secretary of the Commonwealth, to be engrossed in the manner prescribed by law; and, when engrossed, the said Clerks shall forthwith deliver the same to the committee of the House of Representatives on Engrossed Bills; and, when the same shall have passed to be enacted in that house, they shall, in like manner, be delivered to the committee of the Senate on Engrossed Bills.

**RULE 9.** If any bill, resolve, or order originating in one branch, shall fail to pass in the other, notice thereof shall be given, under the signature of the Clerk, to the branch in which the same originated.

[Amended Jan. 8, 1878.]

**RULE 10.** The Clerk of the house in which a bill originated shall make an indorsement thereon, certifying in which house the same originated; which indorsement shall be entered on the journals by the Clerks respectively.

After said bills shall have passed both houses to be enacted, the Clerk of the Senate shall lay them before the Governor for his approbation, and shall enter upon the journal of the Senate the day on which the same were laid before the Governor.

**RULE 11.** All resolves and other papers which are to be presented to the Governor for his approbation shall be laid before him in the same manner as is prescribed in the case of bills.

**RULE 12.** All resolves proposing amendments of the Constitution shall have three several readings in each house, and the final question upon adopting the same shall be taken by yeas and nays.

**RULE 13.** The President of the Senate shall preside in conventions of the two branches; and such conventions shall be holden in the Representatives' Chamber. The Clerk of the Senate shall be clerk of the convention, and a record of the proceedings of the convention shall be entered at large on the journals of both branches.

**RULE 14.** When an agreement has been made by the two branches to go into convention, such agreement shall not be altered or annulled, except by concurrent vote.

**RULE 15.** No business shall be entered on, in convention, other than that which may be agreed on before the convention is formed.

**RULE 16.** In all elections by joint ballot a time shall be assigned therefor at least one day previous to such election.

**RULE 17.** The joint assembly required to be held by the Act of Congress approved July 25, 1866, entitled "An Act to regulate the times and manner of holding elections for senators in Congress," shall be deemed a convention of the two branches; and the proceedings therein shall be in accordance with the provisions of said Act. The President of the convention shall receive no motion on any day until one vote for senator has been taken. After one vote for senator has been taken, no motion shall be in order, except a motion to adjourn, for a recess, or to proceed to vote for senator; and these motions shall have precedence in the order of their arrangement, and shall be decided without debate. If a motion is made for a recess, and different times are proposed, the question shall first be taken on the most remote time; and the time shall be determined, but without debate, before the question is put upon taking the recess. On either of the questions permitted by this rule the sense of the convention shall be taken by yeas and nays whenever required by one-fifth of the members present. When the yeas and nays are taken, the roll of the convention shall be called in alphabetical order; and no member shall be allowed to vote who was not on the floor when his name was called, or before the roll-call was finished. The call for the yeas and nays shall be decided without debate.

**RULE 18.** Committees of Conference shall consist of three members on the part of each house, representing its vote; and their report, if agreed to by a majority of each committee, shall be made to the branch asking the conference, and may be either accepted or rejected; but no other action shall be had, except through a new committee of Conference.

**RULE 19.** Joint committees shall make final report upon all matters previously referred to them, on or before the twenty-second day of March, unless further time is granted for cause.

**RULE 20.** All petitions, memorials, and applications embraced in the provisions of chapter 2 of the General Statutes, and chapter 91 of the Acts of the year 1862, which shall be presented in either house after the twenty-second day of February, and all other subjects of legislation which shall be proposed or introduced after the first day of March, shall be referred to the next General Court. This rule shall not be rescinded, amended, or suspended, except by a concurrent vote of four-fifths of the members of each house present and voting thereon.

[Amended Jan. 5, 1877; also Jan. 8, 1878.]

**RULE 21.** No bill or resolve affecting the rights of individuals, or private or municipal corporations, shall be reported by a committee, unless notice has been given to all parties interested, by public advertisement or otherwise, without expense to the Commonwealth; or unless satisfactory evidence is produced that the parties interested have either received notice in writing, or have in writing waived notice.

**RULE 22.** No bill or resolve affecting directly the legal rights of individuals or corporations, otherwise than as it affects generally the interests of the whole people of the Commonwealth, or of the cities or towns to which it specifically applies, shall be proposed or introduced, by amendment or otherwise, except by report of a committee, upon petition duly presented and referred.

**RULE 23.** The committees on Printing may make regulations for the distribution of all documents printed or assigned for the use of the legislature, not otherwise disposed of; such regulations to be reported to and subject to the order of the two branches.

Under the general order to print a report, bill, or other document, the number printed shall be eight hundred, with the exception of the Governor's Inaugural Address, of which fifteen hundred copies may be printed without special order.

Leave to report in print shall not be construed to authorize the printing of extended reports of evidence.

No printing, except as aforesaid, and no binding or engraving, shall be ordered, except upon the report of the joint committee on Printing, accepted by the legislature.

Bills, reports, and other documents, printed under the general order of either house, shall be distributed as follows; to wit, Two copies to each member of the Senate and House of Representatives (to be placed on his file under the direction of the Sergeant-at-Arms, if desired by the member); three copies to each clerk in either branch, and three copies to each reporter in regular attendance, to whom a seat has been assigned in either branch; twenty copies to the Executive; twenty copies to the Secretary's office; six copies to the State Library; and, when the document is the report of a committee, ten copies shall be assigned to the committee making the report. The Sergeant-at-Arms shall preserve as many as may be necessary for the permanent files, to be placed in the lobbies, and distribute the remainder under such regulations as may be prescribed by said joint committee.

[ No. 4. ]

## THE OATH OF OFFICE.

[ See page 4. ]

I, (repeating your name) , do solemnly swear that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *So help me, God.*

I, , do solemnly swear and affirm that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *So help me, God.*

I, , do solemnly swear that I will support the Constitution of the United States. *So help me, God,*

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## AFFIRMATION.

I, (repeating your name) , do solemnly affirm that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *This I do under the pains and penalties of perjury.*

I, , do solemnly affirm that I will faithfully and impartially discharge and perform all the duties incumbent on me as a representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *This I do under the pains and penalties of perjury.*

I, , do solemnly affirm that I will support the Constitution of the United States. *This I do under the pains and penalties of perjury.*

[No. 5.]

## QUESTIONS OF ORDER.

[The figures in the following paragraphs refer to the page of the Journal on which the question and decision are entered.]

That the legislature cannot authorize the expenditure of money for the printing of documents, except for its own use, unless it is done by bill or resolve. 55, 58.

That, pending the verification of a vote, a motion to adjourn is not in order. 75.

That an amendment changing a special to a general bill is not in order. 117, 361.

That an appropriation bill is a money bill, and cannot, under the Constitution, originate in the Senate. 197, 448.

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- Fitchburg jail.** (See A. H. Proctor.)
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- Highways, etc., Bill (S.) relative to damages for injuries caused by defective, 503; report (ought not to pass), 514; rejection negatived, 522, 528, 531; enacted, 536.
- Hill, Clarissa B., Petition of, for payment of arrears of State aid, 28; report (leave to withdraw), 290; accepted, 301.
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- Order relative to further legislation concerning Troy and Greenfield Railroad, and the, 197; bill (reported) requiring certain reports, etc., from the manager, 467, 471, 472; enacted, 498.
- Bill (on portion of the Governor's Address) making appropriations for, 467, 528, 531, 535; enacted, 563.
- Order relative to granting further time to committee on, for reports, adopted, 334; motion to reconsider, 334; carried, and order adopted, 347; order in addition to same, 438.
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- Smith, Nathaniel P. (See Stone, Eben F.)
- Snow and ice, Bill (on leave) relative to the removal of, from sidewalks, by towns, 128; report (ought to pass), 192, 200, 206; enacted, 345.
- Snow slides, Order relative to authorizing cities and towns to pass laws for the protection of travellers from, 145; bill reported, 252, 257, 263; enacted, 345.
- Soldiers' Home. (See Disabled Soldiers, etc.)
- Somerville. (See Waltham.)
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South Boston, municipal court in, Petition of Joseph H. Allen, clerk of, relative to clerical assistance, 134; report (leave to withdraw), 245; accepted, 253.

South-Malden Congregational Society of Everett, Petition of, for change of name, 24; bill reported, 121, 126, 130; enacted, 168.

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Special justices of district, police, and municipal courts, Order relative to compensation of, 202; bill reported, 534, 533, 540; rejected by the Senate, 563.

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Bill (on leave) in addition to an Act to establish the city of, 220; new draft with title "Bill relative to board of overseers of the poor in Springfield," 246, 253, 258; enacted, 345.

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Springfield, Athol, and North-eastern Railroad, Petition for an act to re-organize, 158; bill reported, 344; recommitted, 359; reported in new draft, 463, 468, 471, 488; enacted, 498.

Stable-keepers, Order relative to amendment of law concerning liens of, etc., 105; order relative to same, 219; bill reported, 343, 372, 410, 462; enacted, 478.

Stables in Boston. (See Boston.)

State Agency for Aiding Discharged Convicts, Annual report of, 25.

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Petition for amendment of law relative to, 114; report (leave to withdraw), 251; accepted, 257.

Order relative to, for widows and children of discharged soldiers, 153; report (inexpedient), 291; accepted, 311.

State aid to railroad corporations. (See Railroads.)

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Annual report of inspectors of, referred, 25; report (inexpedient) accepted, 270.

Bill (S. on leave) to prohibit tobacco being furnished to inmates at the expense of the State, 178; rejected by the Senate Feb. 27.

State archives, Resolve (on leave) relative to indexing the, 229; report (ought to pass), 292, 301, 313; passed, 372.

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State charitable and reformatory institutions, Bill in relation to (on report of commissioners of public charities), 358, 365, 402, 406; Senate amendments, 484, 491, 496, 499, 536; rejected, 541; motion to reconsider, lost, 543.

State charities, board of, Annual report of, 68; report (no legislation necessary) accepted, 318.

State contracts and expenditures, Order relative to, 355; bill reported, 390, 400, 410; enacted, 456.

State detective force, Report of chief of, 62.

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State indebtedness, payments of, in gold, Order relative to, 32; bill, 68; recommitted, 72; reported in original draft, 92, 95, 97, 103; enacted, 135.

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Order (S.) relative to furnishing religious books to inmates of, 240. (No report.)

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State Library, Report of librarian of, referred, 23; report (S., no legislation necessary), 120; accepted, 125.

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At Taunton, Annual report referred, 25; report (inexpedient) accepted, 370; petition of trustees of, for additional buildings, 196; resolve reported, 309, 319, 361, 365; passed, 417.

At Worcester, Annual report referred, 25; report (no legislation necessary) accepted, 309.

At Danvers, Final report of commissioners, 25; report (no legislation necessary) accepted, 309; order relative to removal of certain inmates of other lunatic hospitals to the, 153; report (inexpedient), 309; accepted, 359; message from the Governor enclosing communication from trustees of, 518; resolve reported, 540, 545, 552; passed, 576.

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State Primary School, Annual report of, 25; resolve reported, 370, 440, 446, 455; passed, 499.

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Annual report of commissioners for locating and building a new, referred, 31; report (no further legislation necessary) accepted, 480.

Communication from State board of health relative to sewerage for, at Concord, 34; bill, 71, 77; tabled, 81; taken up, 92, 95; enacted, 129.

Order (S.) relative to furnishing tobacco to convicts in, 41; report (no legislation necessary), 189; accepted, 199.

Orders relative to transfer of prisoners from old to new, 47; bill reported, 111, 117, 122; enacted, 267.

Order (S.) relative to removal of prisoners from Charlestown to Concord, 73; report (inexpedient) accepted, 389.

Bill (S. on the report of the board of inspectors) relative to amending chapter 179 of the General Statutes, concerning the escape of convicts from, 342, 360, 365; enacted, 391.

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States Union Telegraph and Telephone Company, Petition of E. P. Carpenter and others to be incorporated as the, 135; bill reported, 334, 372, 406; enacted, 425.

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Bill (S. on leave) to prohibit tobacco being furnished to inmates at expense of the State, 178; rejected by the Senate Feb. 27.

Stationery in public schools, Bill (on leave) relative to amendment of Act of 1873 concerning, 44; bill reported with title, "Bill to amend an Act to authorize cities and towns to furnish pupils in public schools with text-books," 103, 108; amended by committee on bills in the third reading so as to read, "Bill to authorize cities and towns to furnish pupils in the public schools with stationery," 112; new draft, 155, 162, 180; enacted, 205.

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- Steam-engines, furnaces, and boilers, Order relative to amending law concerning, 240; report (inexpedient), 342; accepted, 352.
- Stenographer for the legislative and executive departments, Bill (on leave) to provide a, 36; report (ought to pass), 192, 206; rejected, 225.
- Sterling and Princeton, Petition for a charter to build a narrow gauge railroad between, 187; bill reported, 348, 361, 365; enacted, 391.
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- Stony Brook, Petition of mayor of Boston, relative to improvement of, referred to next General Court, 306; motion to reconsider, 320; lost, 391.
- Stoughton. (See East Stoughton.)
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- Street beggars. (See Tramps.)
- Street-railway corporations, Bill (S. on leave) concerning, 40; bill (S.), 453, 468, 464; enacted, 479.
- Street-railways, Bill (S. on leave) to amend Act of 1874 relative to, 51; rejected in the Senate Feb. 12.  
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- Street venders, Petition for legislation authorizing cities to grant permits to, 153; bill reported, 328, 365, 401; rejected by the Senate, 466.
- Street venders in Boston. (See Boston.)
- Streets, Relocation of, in Boston. (See Boston.)
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- Order relative to the registry of deeds in, 47; bill reported, 310, 322, 330; enacted, 397.
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- Order relative to additional clerical assistance in the probate office of, 128; bill reported, 261, 273, 279, 287; enacted, 371.
- Criminals in, Bill (S.) relative to placing on probation, 424, 434, 441, 446, 455; enacted, 465.
- Suffolk, eighth district. (See Eighth, etc.)
- Suffrage, right of, lost by pauperism, Order relative to opinions of the justices of the supreme judicial court on, 27; report (inexpedient), 327, 361; order substituted and adopted, 366; opinions of the justices received, and placed on file, 402.  
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- Suits upon debts, etc., by executors. (See Executors.)
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- Sunderland Bridge, Bill (S.) relative to, 167; report (ought to pass), 230, 242, 249; enacted, 260.
- Superintendents, County, of schools. (See Schools.)
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- Order relative to continuance of cases *nisi* in, 105; bill reported, 299, 322, 330; enacted, 417.
- Supervisors of education. (See Education.)

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Taintor, Henry E., Petition of, for an act confirming doings as commissioner, 43; bill reported, 74, 81, 88; bill enacted, 168.

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Petition of mayor of, for amendment of law relative to water-supply, 109; bill reported, 150, 157, 163; enacted, 213.

Taunton Great River, Order relative to location of seines in, 212; report (inexpedient), 390; accepted, 400.

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Order relative to legislation concerning, and collectors' notices thereof, 159; bill (reported) in relation to the sale of real estate taken for taxes, 363, 400, 405; Senate amendments, 486, 489; enacted, 498.

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Order relative to just and equal, 33; bill reported (in part), 246, 253, 258, 289; enacted, 307; report (no further legislation necessary) accepted, 470.

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Petition for amendment of laws relative to valuation and assessment, 34; report (leave to withdraw), 220; accepted, 237.

Order relative to the exemption from, of part of the real estate of persons over eighty years of age, 53; bill reported, 277, 287, 294, 433, 441, 453, 470; enacted, 479.

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Bill (on leave) relative to exemption from, of money loaned upon mortgage, and relative to taxation of savings banks and co-operative saving-fund and loan associations, 67; reported in new draft, 399, 418, 437; refused a third reading, 441.

Of mortgaged real estate, Petitions relative to, 82, 109, 119, 123, 149, 194; report (leave to withdraw), 404, 418; bill substituted, 441; refused a third reading, 446.

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Of corporate property situated in other States, Petitions relative to, 93, 145, 152, 154, 158, 229; report (leave to withdraw), 404, 416; accepted, 430.

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Liens for, on real estate, Order relative to private sale of, by tax collectors, 93; report (inexpedient), 191; accepted, 199.

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**Tax-payers, Delinquent.** (See Taxes, Unpaid.)

**Taxes, unpaid,** Order relative to amending chapter 225 of Acts of 1873, relative to relieving delinquent tax-payers from paying excessive interest on, 31; report (inexpedient), 71; postponed, 77; accepted, 81; motion to reconsider, lost, 84.

**Technology, Institute of.** (See Massachusetts Institute of, etc.)

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**Text-books in schools.** (See Stationery.)

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- Third Congregational Church in Chelsea, Petition of, for act of incorporation, 78; bill reported, 136, 147, 151; enacted, 205.
- Thompson's Island, Petition of Boston Asylum and Farm School relative to taking clams and other shell-fish from the shores of, 39; bill (S.) reported, 111; recommitted, 117; report (ought to pass), 262, 270, 275; bill enacted, 296.
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- Thurlow's Bridge, Petition of town of Newbury for re-imbursement for expenses incurred in rebuilding, 148; bill reported, 319, 320, 401; enacted, 434.
- Tide-water displaced, Bill (on harbor commissioners' report) relative to compensation for, 255, 263, 271; enacted, 288.
- Timber-trees. (See Trees, also Forests.)
- Tisbury, Petition of town of, relative to Lagoon Bridge, 28; bill reported, 348, 361, 365; enacted, 397.
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  - Protection of, under foreclosure. (See Mortgages.)
  - To real estate, Order relative to quieting, 185; report (inexpedient), 251; accepted, 257.
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- Tobacco for inmates of State institutions. (See State Prison, State Workhouse, State Almshouse.)
- Tobin, Elizabeth, Petition of, for State aid, 24; report (leave to withdraw), 38; accepted, 41.
- Town aid to railroads. (See Railroads.)
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  - Order (S.) relative to interest on notes and bonds held by the State against, 36; report (inexpedient), 111, 118; accepted, 143.
  - Order relative to statement of names of, indebted to the Commonwealth, etc., laid over, 40; adopted, 44; list received, tabled, and ordered printed, 55; taken up and referred, 64.
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- Training schools for seamen, Petitions relative to establishment of, 187, 196, 203, 295, 316; bill reported, 350, 365, 373; enacted, 428.
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- Tramps, Order (S.) relative to legislation concerning, 33; petitions relative to same, 33, 52; committee authorized to report in print, 218; bill (reported) concerning vagrants, 256, 263; tabled, 271; taken up, 336, 393; enacted, 428.
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- Trawling in Massachusetts Bay, Petitions for legislation relative to, 34, 108, 171; report (leave to withdraw), 283; accepted, 293.

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Annual report received and tabled, 52; taken up and referred, 73; report (no legislation necessary) accepted, 357.

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Trees, Bill (S. on leave) relative to planting of, and tax thereon, 160; bill (reported) concerning plantations of timber-trees, etc., 334, 352, 373; enacted, 397.

Tremont Temple, Order relative to taxation of, 67; bill (reported) to amend an act incorporating the Evangelical Baptist Benevolent and Missionary Society, 161, 169, 200, 206; motion to reconsider, 216; motion lost, 221; rejected by the Senate, 272.

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Trespass on land, Order relative to legislation to prevent, 204; bill reported, 342, 373, 410; enacted, 434.

Trial-justices, Bill (S.) relative to extending jurisdiction of, in certain criminal cases, 389, 398, 405; enacted, 424.

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Trout, Petition for legislation relative to the taking of, 152; report (leave to withdraw), 390; accepted, 400.

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Petition relative to, in Vermont, 160; bill (S.), 548, 561, 562; enacted, 575.

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Truro and Provincetown, Petitions relative to boundary-line between, 34, 42; report (leave to withdraw), 167, 193; accepted, 199.

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Trustees' answers in inferior courts, Order relative to, 67, 161; report (inexpedient), 245; accepted, 252.

Trustees and trust estates, Bill (on leave) relative to, 160; bill reported, 252, 257, 263; new draft (S.), 444, 454, 458, 464, 469, 535; enacted, 539.

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Union Telegraph and Telephone Company. (See States Union, etc.)

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Unsafe and dangerous buildings in cities, Bill (S.) for the protection of the public against, 188; report (ought to pass), 230, 242, 249; enacted, 260.

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Vail, Catherine, Petition of, for State aid, 22; report (leave to withdraw), 38; accepted, 41; motion to reconsider, lost, 45.

Valuation and assessment. (See Taxation.)

Venders of merchandise in public streets. (See Boston, Street Venders.)

Venue of actions. (See District, etc., Courts, also Boston.)

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Vine-street Congregational Society of Boston, Petition of, for change of name, 48; bill (S.) reported, 146, 151, 157; bill enacted, 168.

Vineyard Sound, Order relative to amending laws concerning use of weirs, etc., in, 165; petitions relative to same, 275; remonstrance, 266; report (inexpedient), 308; accepted, 321.

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Wakefield, Petition of selectmen of, for unpaid armory-rent, 52.

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Waterman, Catherine, Petition of, for payment of judgment recovered against the Troy and Greenfield Railroad, 105; report (leave to withdraw), 356; accepted, 364.

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